

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.01.2021

Coram

The Hon'ble Mr. Justice P.N.PRAKASH
and
The Hon'ble Mr. Justice V.SIVAGNANAM

H.C.P. No. 349 of 2020

P.Ganeshamoorthi

.. Petitioner

Vs.

1.The Superintendent of Police,
Coimbatore District,
Coimbatore.

2.The State Rep. by
Inspector of Police,
Aliyar Police Station,
Coimbatore District.

3.Ayyappan

.. Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of habeas corpus directing the second respondent to produce the petitioner's wife by name Nithya, D/o.Murugesan, aged about 29 years, from the illegal custody of the third respondent, before this Court and set her at liberty.

For Petitioner .. Mr.B.Mohan

For Respondents .. Mr.R.Prathap Kumar
Addl. Public Prosecutor
for R1 & R2

ORDER

[Order of the Court was made by P.N.PRAKASH, J.]

Seeking a direction to the second respondent to produce the petitioner's wife by name Nithya, D/o.Murugesan, aged about 29 years, from the illegal custody of the third respondent, before this Court and to set her at liberty, the present habeas corpus petition has been filed.

2. It is the case of the petitioner that his wife Nithya is

in the illegal custody of the third respondent and requires to be released.

3. On instructions, learned Additional Public Prosecutor submitted that on the complaint given by the petitioner, a case in Aliyar Police Station Crime No.114 of 2019 for woman missing has been registered and the investigation is in progress.

4. Recording the same, the habeas corpus petition stands closed with the direction to the Deputy Superintendent of Police, Valparai Sub-Division, to monitor the investigation in Aliyar Police Station Crime No.114 of 2019 and keep the petitioner informed of the developments, if any. As and when the detainee is secured, she may be produced before the Judicial Magistrate I, Pollachi, under intimation to the petitioner.

Sd/-

Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

ssm

To

1.The Superintendent of Police,
Coimbatore District,
Coimbatore.

2.The Inspector of Police,
Aliyar Police Station,
Coimbatore District.

3.The Deputy Superintendent of Police,
Valparai Sub-Division.

4.The Judicial Magistrate I,
Pollachi.

5.The Public Prosecutor,
High Court, Madras.

H.C.P. No. 349 of 2020

MG(CO)
NRA(22/02/2021)