



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 02.07.2021

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH
AND

THE HONOURABLE MR.JUSTICE R.PONGIAPPAN

H.C.P.NO.452 OF 2021

Palani .. Petitioner

.Vs.

1. The Superintendent of Police
The Superintendent of Police Office
Kallakurichi District

2. The Inspector of Police
Thiyagadurgam Police Station
Kallakurichi District

3. Arulpandi .. Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a WRIT OF HABEAS CORPUS to direct the 2nd respondent to produce the petitioner's daughter Barathi, aged about 19 years, before this Hon'ble Court and set her liberty from the illegal custody of the 3rd respondent.

For Petitioner : Mr.J.Pradeep

For R1 and R2 : Mr.R.Muniyapparaj
Government Advocate (Crl. Side)

O R D E R

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

It is the case of the petitioner that, his daughter viz., Barathi, aged about 19 years, went missing from 02.02.2021 and that police are not taking effective steps to secure her.

2. On instructions, Mr.Muniyapparaj, learned Government Advocate (Crl. Side) submitted that, on a complaint given by the petitioner, a case in Thiyagadurgam P.S.Crime No.83 of 2021 has been registered on 02.02.2021 under Sections 306 and 109 IPC against 3rd respondent and investigation is in progress;



preliminary investigation conducted by the police revealed that the petitioner's daughter Barathi had eloped with the 3rd respondent.

In such view of the matter, this Habeas Corpus Petition is closed with a direction to the 2nd respondent police to produce the detainee viz., Barathi before the Judicial Magistrate No.II, Kallakurichi, under intimation to the petitioner. On such production, the learned Magistrate shall pass appropriate orders with regard to the custody of the detainee.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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To

1. The Superintendent of Police
The Superintendent of Police Office
Kallakurichi District
2. The Judicial Magistrate No.II
Kallakurichi
3. The Inspector of Police
Thiyagadurgam Police Station
Kallakurichi District
4. The Public Prosecutor
High Court, Madras.

H.C.P.No.452 of 2021

PMK (CO)
CS/29/07/2021