

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 30.04.2021

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH
AND
THE HONOURABLE Mr.JUSTICE R.PONGIAPPAN

H.C.P.No.709 of 2021

Parvathi

..Petitioner

Vs.

1.The Superintendent of Police
Namakkal District
Namakkal

2.The Deputy Superintendent of Police
Rasipuram
Namakkal District

3.The Inspector of Police
Vennanthur Police Station
Vennanthur
Namakkal District

4.Sabarinathan

.. Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a WRIT OF HABEAS CORPUS to direct the respondents to produce the detinue viz., Menaka, aged 19 years, D/o.Mani, before this Court and set her at liberty.

For Petitioner: Mr.B.Jawahar

For R1 to R3 : Mr.R.Prathap Kumar

Additional Public Prosecutor

O R D E R

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

It is the case of the petitioner that her daughter viz., Menaka, aged 19 years, is in the illegal custody of R4 and that the police are not taking effective steps to secure her.

2. On instructions, Mr.R.Prathap Kumar, learned Additional Public Prosecutor submitted that, on a complaint given by the petitioner, a case in Vennanthur P.S.Crime No.309 of 2021 has been registered for the offence under Section 363 IPC against 7

persons, including R4. During the course of investigation, it came to light that Menaka is in love with R4 and has eloped with him.

3. Recording the same, this Habeas Corpus Petition stands closed with a direction to the Deputy Superintendent of Police, Rasipuram to monitor the investigation in Vennanthur P.S.Crime No.309 of 2021 and keep the petitioner informed of the developments, if any. As and when the detinue is secured, she shall be produced before the Judicial Magistrate, Rasipuram, under intimation to the petitioner. On such production, the learned Magistrate shall pass appropriate orders, with regard to the custody of the detinue.

-s/d-

Assistant Registrar(CS-II)

True Copy

Sub-Assistant Registrar

gya

To

1.The Judicial Magistrate
Rasipuram

2.The Superintendent of Police
Namakkal District, Namakkal

3.The Deputy Superintendent of Police
Rasipuram, Namakkal District

4.The Inspector of Police
Vennanthur Police Station
Vennanthur, Namakkal District

5.The Public Prosecutor सत्यमेव जयते
High Court, Madras

H.C.P.No.709 of 2021

WEB COPY

VBM(CO)
SP(08/07/2021)