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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.06.2021

CORAM

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

H.C.P.NO.989 OF 2021

R.Venkatesan

.. Petitioner

Vs.

1. State represented by
The Superintendent of Police,
Thiruvanamalai District,
Vengikkal, Tiruvannamalai,
Tamil Nadu - 606 604.

2. State of Tamil Nadu represented by
The Inspector of Police (Law & Order),
Ponnar Police Station,
Tiruvannamalai District-604 501.

.. Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus to direct the respondents police to produce the body or person of the detenu by name V.Devi, who is petitioner's wife and now aged about 43 years, before this Court and set her at liberty.

For Petitioner : M/s.Nathan and Associates

For Respondents : Mr.R.Muniyapparaj
Govt. Advocate (Crl.Side)

ORDER

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

This habeas corpus petition has been filed seeking to direct the respondents police to produce the body or person of the detenu by name V.Devi, who is petitioner's wife and now aged about 43 years, before this Court and set her at liberty.



2. It is the case of the petitioner that his wife Devi, aged about 43 years, went missing from 17.06.2021 and that the police are not taking effective steps to secure her.

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3. On instructions, the learned Government Advocate (Crl.Side) submitted that on a complaint given by the petitioner, a case in Ponnur Police Station Crime No.239 of 2021 for 'woman missing' was registered on 18.06.2021 and during the course of investigation, it came to light that the detainee Devi has eloped with one Arumugam.

In such view of the matter, this habeas corpus petition is closed with a direction to the Deputy Superintendent of Police, Vandavasi, to monitor the investigation in Ponnur Police Station Crime No.239 of 2021 and keep the petitioner informed of the developments, if any. As and when the detainee Devi, aged about 43 years, is secured, she shall be produced before the Judicial Magistrate, Vandavasi, under intimation to the petitioner. On such production, the learned Magistrate shall pass appropriate orders with regard to custody in accordance with law.

Sd/-

Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

nsd

To

1. The Judicial Magistrate,
Vandavasi.
2. The Deputy Superintendent of Police,
Vandavasi Sub-Division.
3. The Superintendent of Police,
Thiruvanamalai District,
Vengikkal, Tiruvannamalai,
Tamil Nadu - 606 604.
4. The Inspector of Police (Law & Order),
Ponnar Police Station,
Tiruvannamalai District-604 501.



5. The Public Prosecutor,
Madras High Court,
Chennai - 600 104.

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+1cc to M/s.Nathan and Associates, S.R.No.30096

H.C.P.No.989 of 2021

RLD (CO)
RLP (19/07/2021)