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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.08.2021

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH
and
THE HONOURABLE MS.JUSTICE R.N.MANJULA

H.C.P.No.1256 of 2021

K.Uma
W/o.Kumar

...Petitioner

Vs

1. The State of Tamil Nadu
represented by
The Superintendent of Police,
Kallakurichi,
Kallakurichi District.
2. The Deputy Superintendent of Police,
Kallakurichi,
Kallakurichi District.
3. The Inspector of Police,
G5, Kacharayapalayam Police Station,
Chinnasalem Taluk,
Kallakurichi District.
4. Muthuselvan
S/o.Rajendran
5. Rajendran
6. Saravanan
7. Sarasu
W/o.Thangavel
8. Thangavel
9. Ambika
W/o.Kannan
- 10.Kannan
S/o.Ganesan

...Respondents



Habeas Corpus Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus directing the respondents 1 to 3 herein to produce the body of the detenu K.Kavya D/o.Kumar, Hindu, aged about 24 years, residing at No.152, Pudu Colony, Kundrau Meettu Street, Akkarayapalayam, Vadakanandal post, Chinnasalem Taluk, Kallakurichi District, Ph: 9150479843, who has been illegally detained by respondents 4 to 10 and others, before this court and set her at liberty forthwith.

For Petitioner : Mr.S.Arunkumar

For Respondents : Mr.M.Babu Muthu Meeran
Additional Public Prosecutor

O R D E R

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

This petition has been filed seeking a direction to the respondents 1 to 3 herein to produce the detenu K.Kavya D/o.Kumar, aged about 24 years, who has been illegally detained by respondents 4 to 10 and others, before this court and set her at liberty forthwith.

2. It is the case of the petitioner that her daughter Kavya went missing from 08.07.2021 and thereafter, her whereabouts are not known. The petitioner's further grievance is that the police are not taking effective steps to secure her daughter.

3. Today, Mr.R.Srinivasan, Sub-Inspector of Police, G-3 Police Station, Kachirapalaiyam, is present.

4. On instructions, learned Additional Public Prosecutor submits that, on a complaint given by the petitioner, a case in Kachirapalaiyam P.S.Crime No.515 of 2021 for "woman missing" was registered on 15.07.2021 and investigation is in progress.

5. In view of the above, we direct the Deputy Superintendent of Police, Kallakurichi sub-division, to monitor the investigation in Kachirapalaiyam P.S.Crime No.515 of 2021 and keep the petitioner informed of the developments, if any. As and when the detenu is secured, she shall be produced before the Judicial Magistrate I, Kallakurichi, under intimation to the petitioner. On such production, the learned Magistrate shall pass appropriate orders.



With the above direction, this Habeas Corpus Petition is disposed of.

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Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

gm

To

1. The Judicial Magistrate I,
Kallakurichi.
2. The Deputy Superintendent of Police,
Kallakurichi sub-division.
3. The Superintendent of Police,
Kallakurichi,
Kallakurichi District.
4. The Deputy Superintendent of Police,
Kallakurichi,
Kallakurichi District.
5. The Inspector of Police,
G5, Kacharayapalayam Police Station,
Chinnasalem Taluk,
Kallakurichi District.
6. The Public Prosecutor,
High Court, Madras.

+1cc to M/s.S.Arunkumar, Advocate, S.R.No.41694

H.C.P.No.1256 of 2021

SRA[co]
NSK 08/09/2021