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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.09.2021

CORAM

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

H.C.P.NO.1320 OF 2021

G.Nizam,
son of Ghouse Basha,
now aged 22 years
No.4/11, Thayar Sahib Street,
Ellis Road, Triplicane,
Chennai - 600 005.

... Petitioner

Vs.

- 1.The Director General of Police,
O/o.The Director General of Police,
Dr.Radha Krishnan Salai,
Mylapore, Chennai - 600 004.
- 2.The Commissioner of Police,
O/o.The Commissioner of Police,
No.132, EVK Sampath Road,
Vepery, Periamet, Chennai - 600 007.
- 3.The Deputy Commissioner of Police,
D-1, Police Station Campus,
Anna Salai, Chennai - 600 002.
- 4.The Assistant Commissioner of Police,
D-1, Police Station Campus,
Anna Salai, Chennai - 600 002.
- 5.The Inspector of Police,
D-1, Police Station, Anna Salai,
Chennai - 600 002.
- 6.Jahir Hussain

7.Amina

... Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus directing the respondents



1 to 5 to secure the detenu Fahima Sharin, D/o.Jahir Hussain, 5th respondent, Muslim, aged about 22 years, residing at No.6/19, Tazudeen Khan Street, Chepauk, Triplicane, Chennai - 600 005, from the illegal custody of the respondents 6 and 7, produce her before this Court, to forthwith set her at liberty.

For Petitioner : Mr.R.Udaya Kumar

For RR 1 to 5 : Mr.R.Muniyapparaj
Govt.Advocate (Crl.Side)

For RR 6 and 7 : Mr.A.Saravanan

ORDER

[Made by P.N.PRAKASH, J.]

This habeas corpus petition has been filed seeking to direct the respondents 1 to 5 to secure the detenu Fahima Sharin, D/o.Jahir Hussain, 6th respondent herein, aged about 22 years, residing at No.6/19, Tazudeen Khan Street, Chepauk, Triplicane, Chennai - 600 005, from the illegal custody of the respondents 6 and 7, produce her before this Court, to forthwith set her at liberty.

2. It is the case of the petitioner that his friend Fahima Sharin, is in the illegal custody of respondents 6 and 7 and therefore, she requires to be released therefrom.

3. On our directions, today Fahima Sharin was produced before us by her counsel and when we interviewed her, she stated that her date of birth is 10.08.2002 and she is doing her II year B.A. Islamic Studies in Preston International College. She further stated that she is not in the illegal custody of her parents viz., respondents 6 and 7.

Recording the same, this habeas corpus petition stands closed with a warning that the petitioner shall not disturb Fahima Sharin in future by filing such frivolous petitions or in any other manner.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

nsd/tri



To

- 1.The Director General of Police,
O/o.The Director General of Police,
Dr.Radha Krishnan Salai,
Mylapore, Chennai - 600 004.
- 2.The Commissioner of Police,
O/o.The Commissioner of Police,
No.132, EVK Sampath Road,
Vepery, Periamet, Chennai - 600 007.
- 3.The Deputy Commissioner of Police,
D-1, Police Station Campus,
Anna Salai, Chennai - 600 002.
- 4.The Assistant Commissioner of Police,
D-1, Police Station Campus,
Anna Salai, Chennai - 600 002.
- 5.The Inspector of Police,
D-1, Police Station, Anna Salai,
Chennai - 600 002.
- 6.The Public Prosecutor,
Madras High Court,
Chennai - 600 104.

+1cc to Mr.A.Saravanan, Advocate, S.R.No.43766
+2ccs to Mr.R.Udaya Kumar, Advocate, S.R.No.43777

H.C.P.No.1320 of 2021

GP (CO)
PM/22/09/2021