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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 14.09.2021

CORAM

THE HON'BLE Mr. JUSTICE P.N. PRAKASH
and
THE HON'BLE Ms. JUSTICE R.N. MANJULA

H.C.P.No.1385 of 2021

S. Suganraj

Petitioner

Vs.

1 State by the Inspector of Police
P3, Vyasarpadi Police Station
Vyasarpadi
Chennai 600 039

2 Lingappan

3 Selvathai

Respondents

Petition filed under Article 226 of the Constitution of India seeking a writ of habeas corpus directing the respondents to produce the body of the petitioner's wife "X" (name not divulged for the sake of anonymity), aged 19 years before this Court, from the custody of respondents 2 and 3 and set her at liberty.

For petitioner : Mr. V. Sairam

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

O R D E R

(Order of the Court was made by P.N.PRAKASH, J.)

For the sake of anonymity, the alleged detainee herein is referred to as "X".

2. It is the case of the petitioner that he is in love with "X" and that she is in the illegal custody of her parents viz., respondents 2 and 3.

3. Today, "X" appeared before this Court via video conferencing from Sattur Town Police Station. The petitioner was also present in the Court.



4. When we enquired with "X", she stated that she is not in the illegal detention of her parents and that she is living with them on her own volition.

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Since "X" is not in the illegal detention of respondents 2 and 3, as alleged by the petitioner, no writ of habeas corpus can be issued and accordingly, this petition stands closed.

Sd/-

Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

To

1.The Inspector of Police
P3, Vyasarpadi Police Station
Vyasarpadi
Chennai 600 039

2.The Public Prosecutor
High Court, Madras
Chennai 600 104

+lcc to Mr.V.Sairam, Advocate Sr.No.46546

H.C.P.No.1385 of 2021

PVS(CO)
SB(07/10/2021)