

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.01.2021

Coram

The Hon'ble Mr. Justice P.N.PRAKASH
and

The Hon'ble Mr. Justice V.SIVAGNANAM

H.C.P. No. 2475 of 2020

Munisami

..Petitioner

Vs.

1. The Superintendent of Police
O/o.Superintendent of Police,
Tirupattur District, Tirupattur.

2. The Inspector of Police,
Kurisilapet Police Station,
Tirupattur Taluk,
Vellore District.

3. Sasikumar

..Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of habeas corpus directing the second respondent to secure the detainee petitioner's wife Nadhiya, aged about 33 years and produce before this Court from the custody of the third respondent and set her at liberty to the petitioner herein.

For Petitioner .. Mr.S.Paul Gnanamuthu
For Respondents .. Mr.R.Prathap Kumar
Addl. Public Prosecutor
for R1 and R2
No appearance for R3

ORDER

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

Seeking a direction to the second respondent to secure the detainee - petitioner's wife Nadhiya, aged about 33 years and produce before this Court from the custody of the third respondent and to set her at liberty, the present habeas corpus petition has been filed.

2. It is the case of the petitioner that his wife Nadhiya has eloped with the third respondent and that the police have not taken any effective steps to secure her.

3. Today, Mr.Sathyamoorthy, Constable, Kurisilapet Police Station, is present.

4. On instructions, learned Additional Public Prosecutor submitted that on the complaint given by the petitioner, a case in Kurisilapet Police Station Crime No. 649 of 2020, for woman missing has been registered and during investigation, it came to light that the third respondent is the relative of the petitioner.

5. Recording the same, this habeas corpus petition is closed with a direction to the Deputy Superintendent of Police, Tirupattur Sub Division to monitor the investigation in Crime No.649 of 2020 and keep the petitioner informed of the developments, if any. As and when the detainee is secured, she may be produced before the Judicial Magistrate II, Tirupattur, under due intimation to the petitioner.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

ssm
To

1. The Superintendent of Police
O/o.Superintendent of Police,
Tirupattur District, Tirupattur.
2. The Inspector of Police,
Kurisilapet Police Station,
Tirupattur Taluk,
Vellore District.
3. The Judicial Magistrate II,
Tirupattur.
4. The Deputy Superintendent of Police,
Tirupattur Sub Division, Tirupattur.
5. The Public Prosecutor,
High Court, Madras.

H.C.P. No. 2475 of 2020

kv (CO)
rv (01/02/2021)