

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.01.2021

Coram

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

H.C.P. No. 2494 of 2020

B.Vadamalai .. Petitioner

Vs.

1.The Superintendent of Police,  
Villupuram District,  
Villupuram.

2.The State Rep. by  
The Inspector of Police,  
Vikravandi Police Station,  
Villupuram District.

3.Ajith .. Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of habeas corpus directing the first respondent to produce the body of petitioner's daughter Gajalakshmi, aged about 13 years, before this Court from the illegal custody of the third respondent and handover her to the custody of the petitioner.

For Petitioner .. Mr.M.Vengatesan

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 first respondent to produce the body of petitioner's daughter Gajalakshmi, aged about 13 years, before this Court from the illegal custody of the third respondent and to handover her to the custody of the petitioner, the present habeas corpus petition has been filed.

2. It is the case of the petitioner that his minor daughter

'x' was illegally taken away by the third respondent and that the police have not taken effective steps to secure her.

3. Today, Mr.S.Raja, HC-1718, Vikravandi PS is present before this Court. On instructions, Mr.R.Prathap Kumar, learned Additional Public Prosecutor submitted that on a complaint given by Muthulakshmi, wife of the petitioner, the police registered a case in Crime No.2460 of 2020 for girl missing and thereafter, altered the case to one under Section 366 IPC on 02.12.2020.

4. The police arrested the third respondent and produced him along with 'x' before the Judicial Magistrate I, Vikravandi. 'x' now has been handed over to her parents and Ajith/accused has been remanded to the judicial custody.

5. In view of the above, the habeas corpus petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

ssm

To

1.The Superintendent of Police,  
Villupuram District,  
Villupuram.

2.The Inspector of Police,  
Vikravandi Police Station,  
Villupuram District.

3.The Public Prosecutor,  
High Court, Madras.

सत्यमेव जयते

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SR II(CO)  
GN(09/02/2021)

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