



WEB COPY

H.C.P.(MD).No.92 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :04.08.2021

CORAM:

THE HONOURABLE MR.JUSTICE V. BHARATHIDASAN

and

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

H.C.P. (MD) .No.92 of 2021

Maruthamuthu

... Petitioner/father of
the detenue

-vs-

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

2.The Deputy Superintendent of Police,
Melur,
Madurai District.

3.The Inspector of Police,
Melur Police Station,
Melur Taluk,
Madurai District.

4.Surya

... Respondents

PRAYER : Petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Habeas Corpus, directing the respondents 1 to 3 to produce the body or person of the detenue, namely Raja Rajeswari, aged about 19 years, D/o.Maruthamuthu, before this Court and consequently, to set her at liberty.

For Petitioner : Mr.S.Malaimuthan

For R-1 to R-3 : Mr.S.Ravi

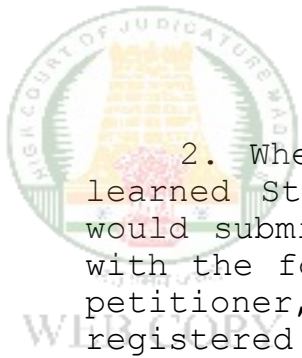
Standing counsel for the State

O R D E R

(Order of the Court was made by V. BHARATHIDASAN, J.)

The petitioner is the father of the detenue and alleging that the petitioner's daughter by name Raja Rajeswari, aged about 19 years, is found missing from 05.01.2021, the petitioner is said to have given a complaint before the third respondent police. Even though an F.I.R has been registered in Crime No.17 of 2021, so far no action has been taken by the third respondent police to secure the detenue. Hence, the present Habeas Corpus Petition has been filed.

<https://hcservices.ecourts.gov.in/hcservices/>



2. When the matter is taken up for hearing today, Mr.S.Ravi, learned Standing Counsel appearing for the State, on instructions would submit that the investigation reveals that the detainee eloped with the fourth respondent and based on the complaint given by the petitioner, a case in Crime No.17 of 2021 has already been registered and the investigation is also in progress.

3. Considering the above facts, the third respondent police is directed to proceed with the investigation and secure the detainee as early as possible and produce before the concerned Judicial Magistrate. On such production, the concerned Judicial Magistrate is directed to pass suitable orders regarding the custody of the detainee, in accordance with law.

4. With the above directions, the Habeas Corpus Petition is closed.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

pm

Note :

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

To

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

2.The Deputy Superintendent of Police,
Melur, Madurai District.

3.The Inspector of Police,
Melur Police Station,
Melur Taluk, Madurai District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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