



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.02.2021

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

and

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

H.C.P. (MD) No.156 of 2021

R.Perumal

... Petitioner

-vs-

State rep. by

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

2.The Deputy Superintendent of Police,
O/o.The Deputy Superintendent of Police,
Muthukulathur Taluk,
Ramanathapuram District.

3.The Inspector of Police,
Muthukulathur Police Station,
Ramanathapuram District.

4.Subramanian

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus, directing the Respondents 1 to 3 to produce the person or body of the petitioner's wife namely Renuka Devi, D/o.Subramanian (aged 19 years), wife of the petitioner before this Court and set her at liberty.

For Petitioner: Mr.D.Anbarasu

For R1 to R3 : Mr.K.Dinesh Babu

Additional Public Prosecutor

O R D E R

[Order of the Court was made by K.KALYANASUNDARAM, J.]

This habeas corpus petition has been filed seeking direction to the respondents 1 to 3 to produce the petitioner's wife, namely, Renuka Devi, aged about 19 years, before this Court and set her at liberty.

2. It is the case of the petitioner that he is doing welding work and he had love affair with detainee. The marriage between them was performed on 31.08.2020 and thereafter, the petitioner's wife, the detainee herein is kept in illegal detention by her father, the fourth respondent herein. Since the complaint given to the third respondent was not properly responded, he has come up with the present habeas corpus petition.

3. Heard Mr.D.Anbarasu, learned counsel for the petitioner and

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Mr.K.Dinesh Babu, learned Additional Public Prosecutor appearing for the respondents 1 to 3 and perused the materials available on record.

4. When the matter is taken up for hearing today, the petitioner and the detinue appeared before this Court. On enquiry, the detinue would state that she is a major and she married the petitioner on 31.08.2020, when she went to see her parents, she was illegally detained. It is also stated that a criminal case was registered against her parents and thereafter, she was kept in a Government Home, now she is willing to go with the petitioner.

5. In the light of the above statement of the detinue, we are of opinion that no further adjudication is required in this habeas corpus petition and hence, this petition is closed

Sd/-

Assistant Registrar

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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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,
Ramanathapuram District.
- 2.The Deputy Superintendent of Police,
Muthukulathur Taluk,
Ramanathapuram District.
- 3.The Inspector of Police,
Muthukulathur Police Station,
Ramanathapuram District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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SJ(CO)

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