



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.04.2021

CORAM:

WEB COPY

**THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM**  
**and**  
**THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

**H.C.P. (MD) No.553 of 2021**

Captain. Prabhakaran                      ...    Petitioner/Husband of the detenue  
  
Vs.

1.The Superintendent of Police,  
Office of the Superintendent of Police,  
Dindigul District.

2.The Inspector of Police,  
Eriyodu Police Station,  
Eriyodu,  
Dindigul District.

3.Manickavasagam                                              ...    Respondents

**PRAYER:** Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus directing the respondents 1 and 2 herein to produce the body or person of petitioner's wife viz., Mahalakshmi, aged about 21 years, D/o. Manickavasagam, before this Court and set her at liberty within the time stipulated by this Court.

For Petitioner        :        Mr.B.Santhanam Rajesh Kumar

For R1 and R2        :        Mr.K.K.Ramakrishnan  
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 for a direction to the respondents 1 and 2 to produce the petitioner's wife viz., Mahalakshmi, aged about 21 years, before this Court and set her at liberty.



2. The petitioner would claim that he married the detenu on 26.11.2020. However, subsequently, from 18.03.2021, she is found missing. Hence, he lodged a complaint with the second respondent and the same was registered by the second respondent. But no action was taken to secure the detenu. Hence, the present Habeas Corpus Petition.

3. Today, the detenu appeared before this Court through video conferencing from the Public Prosecutor Office. She has stated that when she was a minor in the year 2011, she was kidnapped by the petitioner by force and the marriage was performed. A false complaint has been given by the petitioner in the year 2020. She further stated that she is not willing to go with the petitioner.

4. In the light of the above statement of the detenu, we find no merit in this habeas corpus petition and the same is dismissed.

Sd/-

Assistant Registrar(T & P)

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/ /2021

Sub Assistant Registrar(CS)

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To

1.The Superintendent of Police,  
Office of the Superintendent of Police,  
Dindigul District.

2.The Inspector of Police,  
Eriyodu Police Station,  
Eriyodu,  
Dindigul District.

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

**ORDER MADE IN**  
**H.C.P. (MD) No.553 of 2021**  
**15.04.2021**

MJ(CO)

TR(27.04.2021) 2P 4C

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