



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.06.2021

CORAM:

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

H.C.P. (MD) No.729 of 2021

M.Velmurugan ... Petitioner/Husband of the detenu

-vs-

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

2.The Deputy Superintendent of Police,
Rameshwaram Division,
Ramanathapuram District.

3.The Inspector of Police,
All Women Police Station,
Rameshwaram,
Ramanathapuram District.

4.The Inspector of Police,
Uchipuli Police Station,
Ramanathapuram District.

5.Uma Maheswari. ... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas directing the fourth respondent to produce the person or body of the detenu, the Petitioner's wife Selvadharani, wife of M.Velmurugan, aged about 22 years before this Court and set her at liberty.

For Petitioner : Mr.M.Solaisamy

For Respondents : Mr.S.Ravi
1 to 4 Standing Counsel for the
State Government

For Respondent-5: Mr.S.Ramakrishnan



O R D E R

[Order of the Court was made by B.PUGALENDHI, J.]

The Petitioner who claim to be the husband of the detenu one Selvadharani, has filed this Habeas Corpus Petition, as if the detenu is under the illegal custody of the fifth respondent/Uma Maheswari.

2. Heard the learned counsel appearing on either side and perused the materials placed before this Court.

3. The fifth respondent appears through her counsel Mr.S.Ramakrishnan and the detenu is also produced by the learned Standing Counsel for the State Government. The detenu, who appeared before this Court through video-conferencing, would state that the Petitioner is only the friend and under misconception, he has filed this Habeas Corpus Petition only to harass her.

4. On perusing the affidavit and the materials filed in support of the Petition, it is found that the Petitioner though claimed to have performed the marriage, not even make a mention about the date of marriage and no documents whatsoever has been filed in support of the marriage. The detenu, who appeared through video-conferencing, has specifically mention that there is no marriage solemnized between her and the Petitioner. She would further state that she is now living with her mother and that she is willing to go along with her mother.

5. By recording the above statement made by the detenu, this Habeas Corpus petition is closed.

Sd/-

Assistant Registrar(CS-II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

vsn

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,
Ramanathapuram.
- 2.The Deputy Superintendent of Police,
Rameshwaram Division,
Ramanathapuram District.
- 3.The Inspector of Police,
All Women Police Station,
Rameshwaram,
Ramanathapuram District.
- 4.The Inspector of Police,
Uchipuli Police Station,
Ramanathapuram District.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER MADE IN
H.C.P. (MD) No.729 of 2021
14.06.2021

sj (CO)
TR(25.06.2021) 3P 6C