



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :25.08.2021

CORAM:

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**THE HONOURABLE MR.JUSTICE V. BHARATHIDASAN
and
THE HONOURABLE MRS.JUSTICE J.NISHA BANU**

H.C.P. (MD) No.725 of 2021

Subash Chandrabose ... Petitioner/Husband of the detenu

-vs-

1. The Superintendent of Police,
Korampallam,
Thoothukudi.

2. The Inspector of Police,
SIPCOT Police Station,
Thoothukudi District.
Cr.No.516 of 2018.

... Respondents

PRAYER : Petition is filed under Article 226 of the Constitution of India praying for the issue of a Writ of Habeas Corpus, directing the respondents to secure the detenu to produce in person or body of the detenu namely Manimekalai wife of Subash Chandrabose aged about 29 years before this Court and set her at liberty.

For Petitioner :Mr.S.Muthumalairaja

For Respondents :Mr.S.Ravi

Standing Counsel for Government

O R D E R

(Order of the Court was made by J.NISHA BANU, J.)

Alleging that the petitioner's wife, by name Manimekalai, aged about 29 years, is found missing from 16.01.2018, the petitioner has preferred a complaint before the 2nd respondent Police. Since no action has been taken by the 2nd respondent to secure the detene, the present Habeas Corpus Petition has been filed.

2. Today, the 2nd respondent has police produced the detenu before this Court and no enquiry, she stated that due to matrimonial dispute, she left the matrimonial house on her own, and she is working at Tiruppur and she is not illegally detained by anybody and she is not willing to go with the petitioner.



3. Considering the above said submissions that the detainee is not in illegal custody of any one, this Habeas Corpus Petition is dismissed.

Sd/-

Assistant Registrar (Cs-I)

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/ /2021

Sub Assistant Registrar(CS)

mpk

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,
Korampallam,
Thoothukudi.
2. The Inspector of Police,
SIPCOT Police Station,
Thoothukudi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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ES (CO)

KB(08.09.2021) 2P 4C