



WEB COPY

H.C.P(MD)No.759 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.05.2021

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THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

AND

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

H.C.P (MD)No.759 of 2021

Madan Raj

... Petitioner/
Husband of the detenue

vs.

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

2.The Inspector of Police,
Thirunagar Police Station,
Madurai District.

3.Selvi

4.Sivapandi

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Habeas Corpus, to direct the respondents 1 and 2 to produce the person or body of the detenue Monisha, W/o.Madan Raj, aged about 23 years, before this Court and set her at liberty.

For Petitioner : Ms.A.Rajini

For RR 1 & 2 : Mr.S.Ravi
Standing Counsel for Government

O R D E R

[Order of the Court was made by N.ANAND VENKATESH,J.]

The petitioner is the husband of the detenue, named, Monisha, who is aged about 23 years. The case of the petitioner is that he was married to the detenue on 20.03.2019. The grievance of the petitioner is that the detenue was illegally detained by her parents, who are the third and fourth respondents and inspite of a complaint being given to the first and second respondents, since no action was taken, the present Habeas Corpus Petition was filed before this Court.

2. When the matter came up for admission on 19.05.2021, this Court directed the learned Standing Counsel for the Government to

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



take instructions and also ordered notice to the third and fourth respondents and directed the matter to be posted on 02.06.2021.

3. A mention was made today by the learned Standing Counsel for the Government to the effect that the detainee has been secured and she is willing to go along with her husband, namely, the petitioner herein.

4.This Court directed the Registry to inform all the Counsels concerned and also the parties and the matter was heard in a Special Sitting at 02.15 pm.

5.The detainee was present at the time of hearing through Video Conferencing and she stated that she is doing her B.L Course and she was married to the petitioner in the year 2019. The detainee further stated that she was residing in her uncle's place and the respondent Police had secured her from there and brought her to the Court. The detainee further stated that she wants to join with the petitioner, who is her husband.

6.The parents of the detainee, namely, the third and fourth respondents, were also present at the time of hearing through Video Conferencing and they stated that they leave it to the choice of the detainee and they expressed some grievance with regard to jewels that were given to the detainee.

7.In the considered view of this Court, we are only concerned as to whether the detainee has been kept in illegal custody. Now that the detainee has chosen to go along with the petitioner, we will merely record the statement made by the detainee and insofar as any other disputes are concerned, the same shall be worked out in the manner known to law.

8.This Habeas Corpus Petition is disposed of accordingly.

Sd/-

Assistant Registrar(CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

ps/ogy

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,
Office of the Superintendent of Police,
Madurai District.
- 2.The Inspector of Police,
Thirunagar Police Station,
Madurai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

**H.C.P (MD) No.759 of 2021
21.05.2021**

ES (CO)
TR(17.06.2021) 3P 4C