



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.07.2021

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

and

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

H.C.P. (MD) No.1048 of 2021

WEB COPY

PL.Sundari

... Petitioner/Mother of Detenue

-vs-

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

2.The Inspector of Police,
Ponnamaravathi Police Station,
Pudukkottai District.

3.Dhivakar

... 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 to produce the person or body of the petitioner's daughter namely, Sivasakthi daughter of Palaniappan aged about 18 years before this Court and set herself at liberty.

For Petitioner : Mr.S.Kameswaran

For Respondents : Mr.S.Ravi

Standing Counsel for Tamil Nadu Government
(for R1 and R2)

Mr.B.Jammel Arasu (for R3)

O R D E R

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

Heard Mr.S.Kameswaran, learned counsel appearing for the petitioner, Mr.S.Ravi, learned Standing Counsel appearing for the respondents 1 and 2 and Mr.B.Jameel Arasu, learned counsel appearing for the third respondent.

2.This habeas corpus petition has been filed for a direction to the respondents 1 and 2 to produce the petitioner's daughter, namely, Sivasakthi, daughter of Palaniappan, aged about 18 years before this Court and set her at liberty.

3.The petitioner is the mother of the detenue. It is her case that her daughter has left parental home on 18.07.2021, but subsequently, she did not back. Hence, she lodged a complaint with



the second respondent and the same was registered in Crime No.247 of 2021. Since no effective steps were taken to secure the detainee, the present petition has been filed.

4. When the matter is taken up for hearing today, the detainee appeared before this Court through video conferencing from the Public Prosecutor's Office. On enquiry, she would state that she married the third respondent on 25.07.2021 in a temple situated at Thennampalayam, Tiruppur and she does not want to go with her mother, the petitioner herein.

5. In view of the above fact, we find that the detainee is not illegally detained by any body. Hence, we are of the opinion that no further adjudication is required in this habeas corpus petition and accordingly, the same stands dismissed.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

skn

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,
Pudukottai District,
Pudukottai.
2. The Inspector of Police,
Ponnamaravathi Police Station,
Pudukkottai District.

Copy to:-

The Standing Counsel for Tamil Nadu Government,
Madurai Bench of Madras High Court,
Madurai.

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RD(6.08.2021) 2P 4C