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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.03.2022

Coram

The Honourable Mr. Justice P.N.PRAKASH
and
The Honourable Mr. Justice A.A.NAKKIRAN

H.C.P.No.455 of 2022

V.Jayaprakasam .. Petitioner

Vs.

1.The Commissioner of Police,
Greater Chennai,
Vepery, Chennai - 600 007.

2.State represented by
The Inspector of Police,
P-2, Otteri Police Station,
Chennai.

.. Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus directing the 2nd respondent to produce the body of the petitioner's daughter viz., Vijayalakshmi, aged about 21 years, before this Court and set her at liberty.

For Petitioner : Mr.N.Suresh

For Respondents : Mr.R.Muniyapparaj,
Addl. Public Prosecutor

ORDER

[Made by P.N.PRAKASH, J.]

This habeas corpus petition has been filed seeking a direction to the 2nd respondent to produce the body of the petitioner's daughter viz., Vijayalakshmi, aged about 21 years, before this Court and set her at liberty.

2. It is the case of the petitioner that his daughter Vijayalakshmi, aged about 21 years, went missing from 02.02.2022 and that the police are not taking effective steps to secure her.



3. Today K.Raja (Mobile No.94447 86071), Sub-Inspector of Police, P-2, Otteri Police Station, Chennai, is present.

4. On instructions, the learned Additional Public Prosecutor submitted that on a complaint given by the petitioner, a case in Otteri Police Station Crime No.142 of 2022 was registered on 04.02.2022 for 'woman missing' and during the course of investigation, it came to light that Vijayalakshmi was in love with one Vijay and has eloped with him.

5. Today Vijayalakshmi was interviewed by us via Whatsapp video call, during which, she stated that her date of birth is 18.01.2000 and she got married to Vijay on 06.02.2022. She clearly stated that she is not in the illegal detention of anyone.

6. The petitioner, who is also present before this Court, spoke with Vijayalakshmi through Whatsapp video call.

7. In view of the above, it cannot be stated that Vijayalakshmi is in the illegal custody of anyone for the issuance of a writ of habeas corpus.

In the result, this habeas corpus petition stands closed.

Sd/-

Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

nsd

To

1.The Commissioner of Police,
Greater Chennai,
Vepery, Chennai - 600 007.

2.The Inspector of Police,
P-2, Otteri Police Station,
Chennai.

3.The Public Prosecutor,High Court, Madras.

+2 ccs to Mr.N.Suresh, Advocate Sr.NO. 19121

H.C.P.No.455 of 2022

nsd(CO)

A.SK(01/04/2022)