



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.04.2022

Coram

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

H.C.P.No.541 of 2022

Bharathi

.. Petitioner

Vs.

1.The Assistant Commissioner of Police,
Manali, Chennai.

2.State represented by
The Inspector of Police,
Manali Police Station,
Chennai.

.. Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus directing the respondents to secure and produce the petitioner's daughter Priya, aged about 19 years, before this Court and to set her at liberty.

For Petitioner : Mr.D.Magesh

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 respondents to secure and produce the petitioner's daughter Priya, aged about 19 years, before this Court and to set her at liberty.

2. It is the case of the petitioner that her daughter Priya, aged about 19 years, went missing from 27.02.2022 and that the police are not taking effective steps to secure her.

3. Today, K.Senthilnathan (Mobile No.94981 28374), Sub-Inspector of Police, Manali 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 Manali Police Station Crime No.75 of 2022 has been registered on 02.03.2022 for 'woman missing' and during the course of investigation, it came to light that Priya has the qualities of a transgender and was frequently in touch with other transgenders.

5. Be that as it may, it is not the case of the petitioner that Priya is in the illegal custody of the respondents herein for the issuance of a writ of habeas corpus.

In such view of the matter, this habeas corpus petition stands closed with a direction to the Assistant Commissioner of Police, Manali Sub-Division, Chennai, to supervise the investigation in Manali Police Station Crime No.75 of 2022 and keep the petitioner informed of the developments, if any. As and when the detainee Priya, aged about 19 years, is secured, she shall be produced before the Judicial Magistrate Court No.I, Thiruvottiyur, Chennai, under intimation to the petitioner. On such production, the learned Magistrate shall pass appropriate orders with regard to custody in accordance with law.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

nsd

To

1. The Judicial Magistrate No.I,
Thiruvottiyur, Chennai.
2. The Assistant Commissioner of Police,
Manali Sub-Division, Chennai.
3. The Inspector of Police,
Manali Police Station, Chennai.
4. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.D.Magesh, Advocate SR. No. 23327

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MT (CO)

PR (21/04/2022)