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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.04.2022

Coram

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

H.C.P.No.563 of 2022

V.Kumar .. Petitioner/Father of the detenue

Vs.

1. State represented by
The Superintendent of Police,
Vellore, Vellore District.

2. The Inspector of Police,
Veppan Kuppan Police Station,
Vellore District.

3.Yuvaraj

4.Balasubramani

5.Rani .. Respondents

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 petitioner's minor daughter Monisha, D/o.V.Kumar, aged about 17 years, from the illegal custody of the respondents 3 to 5 before this Court and hand over her custody to the petitioner herein.

For Petitioner : Mr.E.Kannadasan

For RR 1 and 2 : 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 1 and 2 to produce the petitioner's minor daughter Monisha, D/o.V.Kumar, aged about 17 years, from the illegal custody of the respondents 3 to 5 before this Court and hand over her custody to the petitioner herein.



2. It is the case of the petitioner that her daughter Monisha, aged about 17 years, went missing from 18.03.2022 and that the police are not taking effective steps to secure her.

3. On instructions, the learned Additional Public Prosecutor submitted that on a complaint given by the petitioner, a case in Veppankuppam Police Station Crime No.72 of 2022 has been registered on 19.03.2022 for 'woman missing' and during the course of investigation, it came to light that the detainee Monisha was in love with Yuvaraj, third respondent herein and has eloped with him.

In such view of the matter, this habeas corpus petition stands closed with a direction to the Deputy Superintendent of Police, Vellore Sub-Division, Vellore District to supervise the investigation in Veppankuppam Police Station Crime No.72 of 2022 and keep the petitioner informed of the developments, if any. As and when the detainee Monisha, aged about 17 years, is secured, she shall be produced before the Judicial Magistrate Court No.III, Vellore, 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(CS IV)

//True Copy//

Sub Assistant Registrar

nsd

To

1. The Judicial Magistrate No.III,
Vellore.
2. The Deputy Superintendent of Police,
Vellore Sub-Division,
Vellore District.
3. The Superintendent of Police,
Vellore, Vellore District.
4. The Inspector of Police,
Veppan Kuppam Police Station,
Vellore District.



5. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.E.Kannadasan, Advocate, S.R.No.24071

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SKM(CO)
CT 21/04/2022