



H.C.P.No.2395 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.11.2022

Coram

The Honourable Mr. Justice **P.N.PRAKASH**
and
The Honourable Mr. Justice **G.CHANDRASEKHARAN**

H.C.P.No.2395 of 2022

Balamurugan

.. Petitioner

Vs

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

2.State represented by
The Inspector of Police,
Vadalur Police Station,
Cuddalore District.

.. Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus directing the second respondent police to produce the petitioner's wife *viz.* Priyadharshini, aged about 25 years, before this Court and set her at liberty.



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For Petitioner : Ms.V.Indumathi

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

ORDER

(Made by *P.N.PRAKASH, J.*)

This habeas corpus petition has been filed by the petitioner seeking a direction to the second respondent/police to produce his wife viz. Priyadharshini, aged about 25 years, before this Court and set her at liberty.

2. It is the case of the petitioner that his wife Priyadharshini, aged about 25 years, went missing from 20.08.2022 and that the police are not taking effective steps to secure her.

3. Today, G.Mageshwari (Mobile No.93455 86582), Sub-Inspector of Police, Vadalur Police Station, Cuddalore District, is present.



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4. On instructions, the learned Additional Public Prosecutor submitted that on a complaint given by the petitioner, a case in Vadalur Police Station Crime No.448 of 2022 has been registered on 24.08.2022 for “woman-missing” and during the course of investigation, it came to light that Priyadharshini developed intimacy with one Vinoth Ramachandran and eloped with him.

5. In such view of the matter, it cannot be stated that Priyadharshini, aged about 25 years, is in the illegal custody of the respondents herein for the issuance of a writ of habeas corpus.

Hence, this habeas corpus petition stands closed with a direction to the Deputy Superintendent of Police, Neyveli Sub-Division, Cuddalore District, to supervise the investigation in Crime No.448 of 2022 that is being conducted by the Inspector of Police, Vadalur Police Station, Cuddalore District and keep the petitioner informed of the developments, if any. As and when the detainee Priyadharshini, aged about 25 years, is secured, she shall



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be produced before the District Munsif-cum-Judicial Magistrate Court, Kurinjipadi, Cuddalore District, under intimation to the petitioner. On such production, the learned Magistrate may pass appropriate orders with regard to custody in accordance with law.

J.)
nsd

(P.N.P., J.) (G.C.S.,
24.11.2022



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To

1. The District Munsif-cum-Judicial Magistrate,
Kurinjpadi, Cuddalore District.
2. The Superintendent of Police,
Cuddalore, Cuddalore District.
3. The Deputy Superintendent of Police,
Neyveli Sub-Division, Cuddalore District.
4. The Inspector of Police,
Vadalur Police Station,
Cuddalore District.
5. The Public Prosecutor,
High Court, Madras.



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and
G.CHANDRASEKHARAN, J.

nsd

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