



H.C.P.No.2469 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.12.2022

Coram

The Honourable Mr. Justice **P.N.PRAKASH**
and
The Honourable Mr. Justice **RMT.TEEKAA RAMAN**

H.C.P.No.2469 of 2022

Govindharaj

.. Petitioner

Vs

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

2.State represented by
The Inspector of Police,
Katpadi Police Station,
Vellore District.

3.Sakthivel

4.Vignesh

5.Nivitha

.. Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus directing the first and second respondents to produce the petitioner's daughter Divyadharshini, aged about 22 years, before this Court from the illegal custody the respondents 3 to 5 and set her at liberty.



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For Petitioner : Mr.R.C.Paul Kanagaraj

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 by the petitioner seeking a direction to the first and second respondents to produce his daughter Divyadharshini, aged about 22 years, before this Court and set her at liberty.

2. It is the case of the petitioner that his daughter Divyadharshini, aged about 22 years, went missing from 21.10.2022 and that she is in the illegal custody of Sakthi, third respondent herein and it is the grievance of the petitioner that the police are not taking effective steps to secure his daughter, despite his complaint.

3. Today, M.B.Venkataraman (Mobile No.94981 50225), Katpadi Police Station, Vellore 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 Katpadi Police Station Crime No.357 of 2022 has been registered on 23.10.2022 for “woman-missing” and during the course of investigation, it came to light that Divyadharshini was in love with Sakthi/R3 and eloped with him; the police also suspected the involvement of Vicky and Nivitha in this matter. Further, he submitted that Divyadharshini is studying M.B.A. in a reputed institution in Vellore and she is a hostelite; on 21.10.2022, she left the hostel on the pretext of going home, but, she did not go home, instead, gone with Sakthi/R3.

In such view of the matter, we direct the Deputy Superintendent of Police, Katpadi Sub-Division, Vellore District, to supervise the investigation in Crime No.357 of 2022 that is being conducted by the Inspector of Police, Katpadi Police Station, Vellore District and keep the petitioner informed of the developments, if any. As and when the detenue Divyadharshini, aged about 22 years, is secured, she shall be produced before the Judicial



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Magistrate Court, Katpadi, Vellore District, under intimation to the petitioner. On such production, the learned Magistrate may pass appropriate orders with regard to custody in accordance with law.

(P.N.P., J.) (TKRJ)
01.12.2022

nsd



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- 1.The Judicial Magistrate,
Katpadi, Vellore District.
- 2.The Superintendent of Police,
Vellore District, Vellore.
- 3.The Deputy Superintendent of Police,
Katpadi Sub-Division, Vellore District.
- 4.The Inspector of Police,
Katpadi Police Station,
Vellore District.
- 5.The Public Prosecutor,
Madras High Court.



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P.N.PRAKASH, J.
and
RMT.TEEKAA RAMAN, J.

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