



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **25.05.2022**

CORAM:

THE HONOURABLE **MR.JUSTICE R.SURESH KUMAR**
and
THE HONOURABLE **MR.JUSTICE R.VIJAYAKUMAR**

H.C.P.(MD)No.743 of 2022

Mathinathu Nooriya Banu

.. Petitioner /
Wife of the Detenue

/Vs./

1.The Superintendent of police,
Office of the Superintendent of Police,
Ramanathapuram District.

2.The Deputy Superintendent of police,
Office of the Deputy Superintendent of Police,
Ramanathapuram District.

3.The Inspector of Police,
Devipattinam Police Station,
Ramanathapuram District.

4.Yasmin Pinty

5.Ramesh

.. Respondents

PRAYER: Habeas Corpus Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, to direct the respondents No.1 to 3 to produce the person or body of the Detenue, namely, Abukuraira, S/o.Hajamohaideen, Male, aged about 47 years before this Court and set him at liberty.

For Petitioner	: Mr.D.S.Haroon Rasheed
For R1 to R3	: Mr.T.Senthil Kumar Additional Public Prosecutor
For R4 & R5	: No appearance

ORDER

[Order of the Court was made by **R.VIJAYAKUMAR, J.**]

The wife of the detenue has filed this Habeas Corpus Petition alleging that her husband has been illegally detained by the fourth and fifth respondents.



2.Now, the detinue, namely, Abukuraira has appeared before this Court and said that he was in Delhi and he was in the fifth respondent's hotel.

3.The learned Additional Public Prosecutor appearing for the respondents 1 to 3, however, submits that the detinue as well as the fourth respondent have colluded together and involved in a job racketing and hence, in order to escape from the criminal case, this kind of Habeas Corpus Petition has been filed by the wife of the detinue.

4.Now considering the fact that the detinue has appeared before this Court and he has already been set free, we are not inclined to go into the said question. However, if the respondent police receive any complaint as against the alleged detinue or the respondents 4 and 5, with regard to the job racketing, they will be at liberty to proceed further in accordance with law.

5.Recording the same, this Habeas Corpus Petition is closed.

Sd/-

Assistant Registrar
(Vacation Officer)

// True Copy //

28/05/2022

Sub Assistant Registrar(CS)

MYR/SM

To

- 1.The Superintendent of police,
Office of the Superintendent of Police,
Ramanathapuram District.
- 2.The Deputy Superintendent of police,
Office of the Deputy Superintendent of Police,
Ramanathapuram District.
- 3.The Inspector of Police,
Devipattinam Police Station, Ramanathapuram District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

H.C.P. (MD) No.743 of 2022

Dated:

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