



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **08.06.2022**

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH
AND
THE HONOURABLE MRS. JUSTICE S.ANANTHI

H.C.P. (MD)No.772 of 2022

P.Varthanan : Petitioner

Vs.

1.The Superintendent of Police,
Nagercoil
Kanyakumari District.

2.The Sub Inspector of Police,
Kaliyakkavilai Police station,
Kaliyakkavilai
Kanyakumari District

: Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India praying for the issue of a Writ of Habeas Corpus, to direct the respondents to produce the body or person of the petitioner's daughter, the detinue, namely, V.Arsha aged about 19 years, before this Court and set her at liberty.

For Petitioner : Mr.C.Kishore

For Respondents : Mr.T.Senthilkumar

Additional Public Prosecutor

ORDER

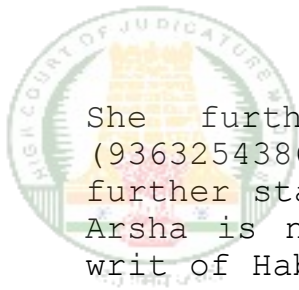
(Order of the Court was made by P.N.PRAKASH, J.)

It is the case of the petitioner that her daughter Arsha, aged about 19 years went missing from 27.04.2022 and that police are not taking effective steps to secure her.

2.Today, Mr.T.Chinthamani, Sub Inspector of Police, Kaliyakkavilai Police Station, Kaliyakkavilai is present.

3.On instructions, the learned Additional Public Prosecutor submitted that on the complaint given by the petitioner, a case in Kaliyakkavilai Police Station Crime No.135/2022 has been registered on 06.05.2022 for 'woman missing'. It is submitted that based on the complaint given by the petitioner, the police traced Arsha and produced her before this Court.

4.When we enquired Arsha, she stated that her date of birth is 21.12.2002 and that she is not in the illegal detention of anybody.



She further stated that she is staying in Sonari Hostel (9363254386), which is in Oothukuli and is working in Tiruppur. She further stated that she is not willing to go with her father. Since Arsha is not in the illegal custody of the respondents herein, no writ of Habeas Corpus can be issued. Hence, the petition is closed.

Sd/-

Assistant Registrar (CS I)

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/ /2022

Sub Assistant Registrar(CS)

RR

To

- 1.The Superintendent of Police,
Nagercoil, Kanyakumari District.
- 2.The Sub Inspector of Police,
Kaliyakkavilai Police station,
Kaliyakkavilai, Kanyakumari District
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,Madurai.

+1 CC to M/s.T.MURUGAN, Advocate (SR-24553[F] dated 08/06/2022)

+1 CC to M/s.C.KISHORE, Advocate (SR-24841[F] dated 09/06/2022)

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MGJ(16.06.2022) 2P 6C