



HCP(MD)No.1040 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 01.07.2022

CORAM

The Honourable Mr. Justice **P.N.PRAKASH**
and
The Honourable Mr. Justice **R.VIJAYAKUMAR**

H.C.P.(MD)No.1040 of 2022

P.Santhanam

.. Petitioner / father of the
detenue

Vs.

1.The Commissioner
Madurai City
Madurai.

2.The Inspector of Police,
S.S.Colony Police Station,
Madurai City.

.. Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus to direct the respondents to produce the person or body of the daughter of the petitioner namely Nivetha 19 years old girl before this Court and set her at liberty.

For Petitioner : Mr.R.Murugappan

For Respondents : Mr.T.Senthilkumar
Additional Public Prosecutor



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ORDER

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

It is the case of the petitioner that his daughter Nivetha, aged 19 years went missing from 29.05.2022 and that police are not taking effective steps to secure her.

2. Today, Mr.K.Kumar, Special Sub Inspector of Police, S.S.Colony Police Station, Madurai, is present.

3. On instructions, the learned Additional Public Prosecutor submitted that on the complaint given by the petitioner, a case in S.S.Colony Police Station Crime No.1099/2022 has been registered for 'woman missing' and during the course of investigation, it came to light that Nivetha was in love with one Jeyakumar and has eloped with him. In such view of the matter, it cannot be stated that Nivetha is in the illegal custody of the respondents herein for issuance of a Writ of Habeas Corpus. Hence, this petition is closed with a direction to the Assistant Commissioner, Thideer Nagar Police Station, to monitor the investigation that is being conducted by the Inspector



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of Police, S.S.Colony Police Station in Crime No.1099/2022 and keep the petitioner informed of the developments, if any. As and when Nivetha is secured, she may be produced before the Judicial Magistrate, No.V, under intimation to the petitioner and the learned Magistrate may pass appropriate orders with regard to custody.

(P.N.P.,J.) (R.V.,J.)
01.07.2022

Internet : Yes
RR

To

- 1.The Commissioner
Madurai City
Madurai.
- 2.The Inspector of Police,
S.S.Colony Police Station,
Madurai City.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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and
R.VIJAYAKUMAR, J.

RR

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