



H.C.P.No.141 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.01.2023

CORAM
THE HONOURABLE MR.JUSTICE M.SUNDAR

and

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

H.C.P.No.141 of 2023

P.H.Chandramouli
S/o.T.S.P.Hari

.. Petitioner

Vs.

1. The State of Tamil Nadu
Rep. By The Commissioner of Police
Tambaram Commissionerate
Tambaram, Chengalpattu District
2. The Asst. Commissioner of Police
Pallavaram Circle
Tambaram Commissionerate
Chengalpattu District
3. The Inspector of Police
Chittalapakkam Police Station
Tambaram Taluk
Chengalpattu District
4. R.Jayashree
W/o.P.R.Chandramouli

.. Respondents



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Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus directing the Respondents 1 to 3 herein to secure and produce the petitioner's minor son viz., Saisrinivas Chandramouli, son of P.H.Chandramouli aged about 13 years from the custody of the 4th respondent before this Court and handover to the petitioner.

For Petitioner : Mr.T.T.Ravichandran
For Respondents 1 to 3 : Mr.R.Muniyapparaj
Additional Public Prosecutor

ORDER

[Order of the Court was made by M.SUNDAR, J.,]

After some arguments, Mr.T.T.Ravichandran, learned counsel on record for petitioner sought leave of this Court to withdraw the captioned 'Habeas Corpus Petition' ['HCP'] but made a request to preserve all the rights and contentions of the petitioner to move the jurisdictional Court or Hon'ble single Judge in this Court *inter alia* under the Guardian and Wards Act, 1890 or for any other relief under Matrimonial Law or any other applicable Statute or Code in this Court / any other Fora as it is an issue between the petitioner and second respondent who are spouses and concerns their minor children.

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2. We are informed that petitioner's minor son is now with the fourth respondent, who is the mother of the minor son. In this view of the matter, request is acceded.

3. Learned counsel has also made an endorsement in the case file and a scanned reproduction of the same is as follows:

The Petitioner may be permitted
to visit the child with his father
on alternate Saturdays before
the appropriate court
any further
31/1/23

4. In the light of the narrative thus far, captioned HCP is disposed of as closed / withdrawn preserving all the rights and contentions of the petitioner in the aforesaid manner. There shall be no order as to costs.

(M.S.,J.)

(M.N.K.,J.)

31.01.2023

Index : Yes / No

Speaking / Non-speaking

Neutral Citation : Yes / No

gpa

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M.SUNDAR, J.,
and
M.NIRMAL KUMAR, J.,

To

1. The Commissioner of Police
Tambaram Commissionerate
Tambaram, Chengalpattu District
2. The Asst. Commissioner of Police
Pallavaram Circle
Tambaram Commissionerate
Chengalpattu District
3. The Inspector of Police
Chittalapakkam Police Station
Tambaram Taluk
Chengalpattu District
4. The Public Prosecutor
High Court, Madras.

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