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H.C.P.No.1097 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.06.2023

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR
and

THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

H.C.P.No.1097 of 2023

R.Rajaraman
S/o.A.Ramanathan

.. Petitioner

Vs.

1. The Superintendent of Police
Office of the Superintendent of Police
District Police Office
Near Collectorate
Dharmapuri - 636 705.

2. The Inspector of Police
All Women Police Station
Dharmapuri District
Nethaji Bypass
Dharmapuri - 636 701.

3. Balumani
S/o.Singaravelu

..Respondents

Petition filed under Article 226 of the Constitution of India praying for
issuance of a writ of habeas corpus to direct the respondents 1 and 2 to

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produce the person or body of petitioner's wife namely, R.Swarnam, aged 36 years before this Hon'ble Court from the illegal custody of the 3rd respondent and set her liberty.

For Petitioner : Mr.S.Cahndrasekar
For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor
For R1 and R2

ORDER

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

After some arguments, Mr.S.Chandrasekar, learned counsel on record for petitioner sought leave of this Court to withdraw the captioned 'Habeas Corpus Petition' [hereinafter 'HCP' for the sake of convenience and clarity]. Learned counsel has made an endorsement in the case file and a scanned reproduction of the same is as follows:

withdraw the case
A. V. [Signature] 24/11/2023
Counsel for petitioner
28/11/2023



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2. Learned counsel on record for HCP petitioner reiterates the aforementioned endorsement but makes a request that all rights and contentions of the petitioner may please be preserved for other proceedings in any other Court / Fora / authority and also to come to this Court again with same / similar prayer, if there are other developments. Request for preserving rights in this manner is acceded to.

3. To be noted, in the case on hand, law enforcement authorities have not been moved by way of a complaint qua petitioner's spouse i.e., that she is missing. We refrain ourselves from expressing any view or opinion on this aspect of the matter.

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 In the light of the narrative thus far, captioned HCP is disposed of as closed / withdrawn albeit preserving all rights and contentions of the petitioner or any other person concerned with the matter in the aforesaid manner.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

(M.S.,J.)

(R.S.V.,J.)

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Index : Yes

Speaking

Neutral Citation : Yes / No
mk

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M.SUNDAR, J.,
and
R.SAKTHIVEL, J.,

mk

To

1. The Superintendent of Police
Office of the Superintendent of Police
District Police Office
Near Collectorate
Dharmapuri - 636 705.
2. The Inspector of Police
All Women Police Station
Dharmapuri District
Nethaji Bypass
Dharmapuri - 636 701.
3. The Public Prosecutor
High Court, Madras.

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