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HCP No.1446 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.08.2023

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR
and

THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

H.C.P.No.1446 of 2023

M.Sumathy
W/o.Mani

.. Petitioner

Vs.

1. The Superintendent of Police
Ranipet District
Ranipet - 632 401.
2. The Sub-Inspector of Police
Valapandal Police Station
Ranipet District - 632 318.
..Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus to direct the respondents to produce the body or person of the petitioner's son namely, Devakumar, son of Mani, aged 23 years, before this Court and set him at liberty.

For Petitioner	:	Mr.Mohamed Wasif Khan
For Respondents	:	Mr.A.Gokulakrishnan Additional Public Prosecutor



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ORDER

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

After some arguments, Mr.Mohamed Wasif Khan, learned counsel on record for the petitioner sought leave of this Court to withdraw the captioned 'Habeas Corpus Petition' [hereinafter 'HCP' for the sake of convenience, clarity and brevity] as there is no allegation of illegal detention or unlawful custody. Learned counsel has made an endorsement in the case file and a scanned reproduction of the same is as follows:

with leave with liberty
Mohamed Wasif Khan N.
MS
(As instructed)
3/8/23

2. Aforementioned endorsement is reiterated in the hearing and learned counsel makes a request to preserve rights of the petitioner, absentee and or anyone concerned for the absentee to move appropriate Court / Forum / Authority with a suitable petition.



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3. In the light of the narrative thus far, captioned HCP is disposed of as closed / withdrawn albeit preserving rights of the petitioner, absentee and or anyone concerned for the absentee to move appropriate Court / Forum / Authority with a suitable petition. If the appropriate Court / Forum / Authority is moved, the same shall consider the matter on merits and in accordance with law untrammelled by this order.

4. Captioned HCP is disposed of as closed / withdrawn albeit preserving the rights in the aforesaid manner.

(M.S.,J.) (R.S.V.,J.)
03.08.2023

Index : Yes / No
Speaking / Non-speaking
Neutral Citation : Yes / No
mk

To

1. The Superintendent of Police
Ranipet District
Ranipet - 632 401.
2. The Sub-Inspector of Police
Valapandal Police Station
Ranipet District - 632 318.
3. The Public Prosecutor
High Court, Madras.



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

mk

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