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HCP No.1438 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.1438 of 2023

Vijaya
W/o.Chinnusamy

.. Petitioner

Vs.

1. The Commissioner of Police
Salem City, Salem.

2. The Inspector of Police
Tharamangalam
Salem.

..Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus to direct the 2nd respondent to produce the missing person Mr.Vasudevan aged about 37 years bodily or in person before this Hon'ble Court and set him at liberty.

For Petitioner	:	Ms.K.Dolly Dyana Gnanam
For Respondents	:	Mr.A.Gokulakrishnan Additional Public Prosecutor



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ORDER

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

Ms.K.Dolly Dyana Gnanam, 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, clarity and brevity] but made a request to preserve rights of the petitioner to file a suitable petition *inter alia* under Section 482 of 'The Code of Criminal Procedure, 1973 (2 of 1974)' [hereinafter 'Cr.PC' for the sake of brevity and clarity].

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

I may be permit to
withdraw the petition
with liberty to file a
petition


Counsel for petitioner
K. DOLLY DYANA GNANAM

3. Learned counsel reiterates the aforementioned endorsement.



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4. In the light of the aforementioned endorsement and reiteration of the same by learned counsel on record for petitioner, captioned HCP is disposed of as closed / withdrawn albeit preserving rights of the petitioner to file a suitable petition under Section 482 of Cr.PC.

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

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

To

1. The Commissioner of Police
Salem City, Salem.
2. The Inspector of Police
Tharamangalam
Salem.
3. The Public Prosecutor
High Court, Madras.



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

mk

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