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H.C.P.No.1478 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.08.2023

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR
and

THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

H.C.P.No.1478 of 2023

Venketachalam

.. Petitioner

Vs.

1. The Superintendent of Police
Salem

2. The Inspector of Police
Ammamet Police Station
Salem District

..Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus by directing the respondents 1 and 2 to produce the petitioner's mother by name Vasantha aged about 41 years old, before this Court and set her at liberty.

For Petitioner : Mr.P.Dasarathan

For Respondents : Mr.E.Raj Thilak
Addl. Public Prosecutor for R1 & R2

Page Nos.1/4



WEB COPY



H.C.P.No.1478 of 2023

ORDER

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

When the matter was taken up, as there is no averment of illegal detention or unlawful custody, learned counsel for petitioner sought leave of this Court to withdraw the captioned 'Habeas Corpus Petition' ['HCP' for the sake of brevity], learned counsel has made an endorsement and a scanned reproduction of the same is as follows:

may be permit to withdraw the
petition

M.S. Sundar

P-DASAPATHY

11/12/23

counsel for petitioner.

2. Aforementioned endorsement is reiterated in the hearing.



H.C.P.No.1478 of 2023

3. Learned counsel requests that the rights of the petitioner may please be preserved for pursuing the matter in an appropriate forum with a suitable application. This request is acceded to.

4. In the light of the narrative thus far, captioned HCP is disposed of as closed/withdrawn albeit preserving all the rights and contentions of the petitioner, absentee or anyone concerned for the absentee to move the appropriate Court / Forum / Authority with a suitable petition. If appropriate Court / Forum / Authority is moved, the same shall consider the matter on its own merits and in accordance with law untrammelled by this order which has been made for the limited purpose of giving a closure to habeas corpus legal drill.

(M.S.,J.)

(R.S.V.,J.)

07.08.2023

gpa



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

gpa

To

1. The Superintendent of Police
Salem
2. The Inspector of Police
Ammamet Police Station
Salem District
3. The Public Prosecutor
High Court, Madras.

H.C.P.No.1478 of 2023

07.08.2023

Page Nos.4/4