



WEB COPY



H.C.P.No.1571 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.08.2023

CORAM

THE HON'BLE Mr. JUSTICE R.SURESH KUMAR
AND
THE HON'BLE Mr. JUSTICE K.KUMARESH BABU

H.C.P.No.1571 of 2023

R.Vijayakumar

... Petitioner

Vs.

1.The Commissioner of Police,
Chennai.

2.The Inspector of Police,
N-1, Royapuram Police Station,
Chennai – 600 013.

3.Lawrance

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India
praying for issuance of a Writ of Habeas Corpus Petition directing the
respondents to produce the body or person of the petitioner's wife Angel
Price, aged about 23 years, before this Court and set her at liberty.

For Petitioner : Mr.S.Santhana Krishnan

For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor
for R1 & R2
: Mr.K.Natarajan for R3



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ORDER

WEB COPY (Order of the Court was made by R.SURESH KUMAR, J.)

This habeas corpus petition has been filed to direct the respondents to produce the body or person of the petitioner's wife Angel Price, aged about 23 years, before this Court and set her at liberty.

2. Today when the habeas corpus petition is taken up for hearing, the respondent Police has produced the detainee. The petitioner is also present before this Court.

3. When we enquired with the detainee, she would state that, she had been working in Global Healthcare Medical Billing, Velachery, Chennai, where the petitioner also had been working and due to the friendship developed with him, he compelled her as if to solemnise a marriage, therefore not on her own volition, she accepted for marrying him and she would further submit that, she is presently residing with her parents and she wants to continue to be with the parents and does not want to go with the petitioner as he sought for in this habeas corpus petition.



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4. In view of the aforesaid event, though it was claimed by the petitioner that there has been a marriage solemnised between the petitioner and the daughter of the 3rd respondent i.e., detinue, he has to workout his remedy under Personal Law before the concerned forum.

5. Insofar as this habeas corpus petition is concerned, since the detinue being a major on her own volition is residing only with her parents and she also denied the marriage said to have been solemnised between the petitioner and the detinue, we do not find that the detinue is in illegal custody with any one including the parents. Recording the same, we feel that, this habeas corpus petition can be closed, accordingly it is closed.

(R.S.K., J.) (K.B., J.)

18.08.2023

Index : Yes/No

Speaking Order : Yes/No

Neutral Citation : Yes/No

Sgl



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R. SURESH KUMAR, J.
And
K.KUMARESH BABU, J.

Sgl

To

- 1.The Commissioner of Police,
Chennai.
- 2.The Inspector of Police,
N-1, Royapuram Police Station,
Chennai – 600 013.

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