



H.C.P.No.1808 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.09.2023

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR
and

THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

H.C.P.No.1808 of 2023

Vijilarubi
W/o.Jayakumar

.. Petitioner

Vs.

1. State Rep. By
The Superintendent of Police
Office of the Superintendent of Police
Coimbatore District.

2. State Rep. By
The Deputy Superintendent of Police
Office of the Deputy Superintendent of Police
Coimbatore District.

3. State Rep. By
The Inspector of Police
Saravanampatti Police Station
Coimbatore District

..Respondents

Petition filed under Article 226 of the Constitution of India praying
for issuance of a writ order or direction in the nature of WRIT OF HABEAS

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CORPUS, to direct respondents to produce petitioner's husband Mr.Jayakumar, aged 50 years before this Court within the time stipulated by this Court.

For Petitioner : Mr.T.Shanmugaboopathi
For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor

ORDER

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

After some arguments, Mr.T.Shanmugaboopathi, learned counsel on record for petitioner in captioned 'Habeas Corpus Petition' [hereinafter 'HCP' for the sake of brevity] sought leave of this Court to withdraw the captioned HCP, as there is no averment of illegal detention or unlawful custody either in the complaint (FIR No.370 of 2023 dated 30.07.2023 on the file of Saravanampatti Police Station) or in the support affidavit qua captioned HCP.



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

It is submitted that
this petition may be
dismissed as withdrawn.

T. Shannuga Boopathi

19/9/2023

Counsel for Petitioner

T. Shannuga Boopathi.

3. Learned counsel reiterated the aforementioned endorsement in the hearing but made a request to preserve all the rights of the petitioner and / or anyone concerned for the petitioner's husband for moving any other appropriate Court/s/Forum/Fora/ Authority/Authorities. Request acceded to.

4. All rights are preserved and if other appropriate Court/s/Forum/Fora/Authority/Authorities is / are moved with a suitable petition, the same shall be dealt with on its own merits and in accordance with law untrammelled by this withdrawal order qua the captioned HCP.



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5. Captioned HCP is disposed of as closed / withdrawn albeit with the
aforementioned observations and preservation of rights in the aforesaid
manner.

(M.S.,J.)

(R.S.V.,J.)

19.09.2023

Index : Yes/No

Speaking / Non-speaking

Neutral Citation : Yes / No

gpa

To

1. The Superintendent of Police
Office of the Superintendent of Police
Coimbatore District.
2. The Deputy Superintendent of Police
Office of the Deputy Superintendent of Police
Coimbatore District.
3. The Inspector of Police
Saravanampatti Police Station
Coimbatore District
4. The Public Prosecutor
Madras High Court

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

gpa

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