



WEB COPY



H.C.P.No.2160 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.12.2023

CORAM :

THE HON'BLE MR. JUSTICE S.S.SUNDAR
AND
THE HON'BLE MR.JUSTICE SUNDER MOHAN

H.C.P.No.2160 of 2023

Poonkodi
W/o Munusami .. Petitioner

v.

1. The Deputy Superintendent of Police
Uthangarai
Krishnagiri District

2. The Inspector of Police
Singarapettai Police Station
Krishnagiri District

3. Thirupathi
S/o Murugan .. Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Habeas Corpus, to direct the 1st and 2nd respondents to produce the body of the petitioner's minor daughter namely, Roja, D/o Munusami aged about 16 years before this Court and handover to the petitioner from the illegal custody of the 3rd respondent.

For Petitioner :: Mr.J.Pradeep



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For Respondents :: Mr.E.Raj Thilak
Additional Public Prosecutor
assisted by Mr.C.Aravind, Advocate
for R1 & R2

ORDER

(Order of the Court was made by S.S.SUNDAR,J.)

This petition is filed by the mother of the detainee. The case of the petitioner is that her daughter was kidnapped by the third respondent and that the third respondent has taken custody of the detainee illegally.

2. After filing this petition, the learned Additional Public Prosecutor informed this Court that the detainee refused to come from the Home at Krishnagiri where she is staying. Earlier the detainee gave a statement before the learned Judicial Magistrate, Uthangarai. From the statement, we get a clue that the story of the detainee may not be true. Therefore, this Court directed the respondent police to produce the detainee before this Court.

3. Today the detainee, who is present in the Court, stated that she was not taken by anyone and that she was, on her own, away from her parents.



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She also states that she wants to go with her mother, the petitioner.

Therefore, recording the fact that the detinue has now joined with the mother, this habeas corpus petition is closed.

Index : yes/no

(S.S.S.R.,J.)

(S.M.,J.)

Neutral citation : yes/no

01.12.2023

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To

1. The Deputy Superintendent of Police
Uthangarai
Krishnagiri District
2. The Inspector of Police
Singarapettai Police Station
Krishnagiri District
3. The Public Prosecutor
High Court, Madras



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S.S.SUNDAR,J.

AND

SUNDER MOHAN,J.

SS

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