



HCP(MD)No.111 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 30.01.2023

CORAM

**THE HON'BLE DR JUSTICE G.JAYACHANDRAN
AND
THE HON'BLE MR JUSTICE SUNDER MOHAN**

H.C.P.(MD)No.111 of 2023

Padma

.. Petitioner /Detenu

Vs.

1.The State Represented by
The Superintendent of Police,
Tirunelveli District.

2.The Inspector of Police,
Koodankulam Police Station,
Tirunelveli District.

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus, directing the respondents 1 and 2 to produce the detenu namely Sumika, aged 18 daughter of Padma before this Court and set her liberty.



HCP(MD)No.111 of 2023

For Petitioner :Mr.N.S.Ramakrishna Dass
For Respondents :Mr.R.Meenakshi Sundaram
Additional Public Prosecutor
For Detenu : Mr.K.Gokul

ORDER

DR G.JAYACHANDRAN,J.
and
SUNDER MOHAN,J.

Padma the mother of Sumika, aged about 18 years, has filed the habeas corpus petition alleging that her daughter found missing from 17.01.2023 and all efforts taken by her went in vain and hence, she gave a complaint to the second respondent police to trace her daughter. Since there was no positive response from them, she is before this Court seeking issuance of habeas corpus.

2. When the matter came up for admission on 25.01.2023, the learned Additional Public Prosecutor appearing for the respondents took notice and sought time to get instructions.



HCP(MD)No.111 of 2023

3. Today, it was mentioned by the learned Additional Public Prosecutor that the daughter of the petitioner has been traced at Chennai and she has married one Murugan a close relative and now, living at Chennai. The girl was produced before this Court and she states that she fell in love with the said Murugan, which was opposed by her mother and father, who is working in Gulf and they refused to give consent for their marriage. Hence, she had eloped with Murugan and got married on 25.01.2023 following the Self Respect marriage ceremony under Section 7(A) of the Hindu Marriage Act as amended by Tamil Nadu Act. The copy of the marriage certificate also produced.

4. Since the girl is major and by consent, she married the said Murugan and left the home, this Court finds no reason to entertain the habeas corpus petition. Hence, this petition is closed.

(G.J.,J.) (S.M.,J.)
30.01.2023

Index :Yes/No
Internet:Yes/No
NCC :Yes/No
am



HCP(MD)No.111 of 2023

WEB COPY To

- 1.The Superintendent of Police,
Tirunelveli District.
- 2.The Inspector of Police,
Koodankulam Police Station,
Tirunelveli District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



HCP(MD)No.111 of 2023

DR G.JAYACHANDRAN,J.
and
SUNDER MOHAN,J.
am

ORDER MADE IN

H.C.P.(MD)No.111 of 2023

30.01.2023