



H.C.P.(MD) No.598 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.05.2023

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MRS.JUSTICE S.SRIMATHY

H.C.P.(MD) No.598 of 2023

E.Solaiammal

... Petitioner

-VS-

1.The Commissioner of Police
Madurai District
Madurai

2.The Inspector of Police
K.Pudur Police Station
Madurai
Crime No.101 of 2023

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus to direct the second respondent to produce the person or body of the petitioner's husband Eswaran, son of Sathuragiri, aged about 36 years and produce before this Court and set him at liberty.



H.C.P.(MD) No.598 of 2023

WEB COPY

For Petitioner : Mr.M.Ananthkumar

For Respondents : Mr.T.Senthil Kumar
Additional Public Prosecutor

ORDER

Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.

2. The case of the petitioner is that her husband is missing. It appears that based on the complaint given by the petitioner, a case in Crime No.101 of 2023 has been registered on the file of K.Pudur Police Station, Madurai District. The so-called detenu is a major, aged about 36 years.

3. Be that as it may, no case for issuance of notice in this habeas corpus petition is made out. However, we direct the second respondent to take earnest efforts to trace the detenu. The jurisdictional Deputy Superintendent of Police will monitor the investigation and as and when the detenu is secured, he will be produced before the learned jurisdictional Magistrate. The learned jurisdictional Magistrate will enquire the detenu and pass appropriate orders based on the outcome of the said enquiry.



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H.C.P.(MD) No.598 of 2023

4. With the above direction to the second respondent to secure the detenu as expeditiously as possible, this habeas corpus petition is disposed of.

[G.R.S., J.] [S.S.Y., J.]

10.05.2023

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

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To:

- 1.The Commissioner of Police,
Madurai District,
Madurai.
- 2.The Inspector of Police,
K.Pudur Police Station,
Madurai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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