



H.C.P.(MD) No.600 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.600 of 2023

Kasimayan

... Petitioner

-VS-

1.The Superintendent of Police
Madurai District
Madurai

2.The Inspector of Police
Usilampatti Town Police Station
Usilampatti
Madurai District

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus directing the respondents 1 & 2 to secure the detenu and produce the body of person of the detenu viz., K.Chitra, wife of Kasimayan, aged about 38 years, before this Court and set her at liberty forthwith.



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For Petitioner : Mr.P.Balan

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 his wife is missing. It appears that based on the complaint given by the petitioner, a case in Crime No.173 of 2023 has been registered on the file of Usilampatti Town Police Station, Madurai District. The so-called detenue is a major, aged about 38 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 detenue. The jurisdictional Deputy Superintendent of Police will monitor the investigation and as and when the detenue is secured, she will be produced before the learned jurisdictional Magistrate. The learned jurisdictional Magistrate will enquire the detenue and pass appropriate orders based on the outcome of the said enquiry.



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4. With the above direction to the second respondent to secure the detainee 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 Superintendent of Police,
Madurai District,
Madurai.
- 2.The Inspector of Police,
Usilampatti Town Police Station,
Usilampatti,
Madurai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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