



WEB COPY



H.C.P.(MD) No.678 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.06.2023

CORAM:

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

AND

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

H.C.P.(MD)No.678 of 2023

M.Vinoth Raja

... Petitioner /Husband of the Detenue

Vs.

1.The Superintendent of Police,
Sivagangai District,
Sivagangai.

2.The Inspector of Police,
Poovanthi Police Station,
Sivagangai District.

3.Mangalam

...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 produce the body or person of the petitioner's wife namely Abinaya D/o. Pichaimuthu, aged 19 years, the detenue before this Hon'ble Court and set her at liberty.

For Petitioner : Mr.A.Joseph Jerry
For Respondents : Mr.RMS.Sethuraman
1 & 2 Additional Public Prosecutor



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give up the marriage and come permanently to stay with the parental home.

In between them i.e., the husband and the mother, the detenue girl is not able to take any decision consciously and for the time being she has been living in her Aunt's house (அம்மாவின்) at Chennai, where also she cannot continue for longer time to stay, therefore, for the time being she can go and stay with her Aunt and thereafter, she will take a conscious decision as to with whom she should join.

4. The said statement made by the detenue is recorded. As she is a major, where she has to live and with whom, has to be decided by her. Hence, by recording the present statement that the detenue girl is no more in illegal custody under any one, including the third respondent, we feel that this Contempt Petition, by recording the aforesaid statement, can be closed and accordingly, it is closed.

(R.S.K., J.) & (K.K.R.K, J.)
22.06.2023

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



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R.SURESH KUMAR, J.

AND

K.K.RAMAKRISHNAN, J.

SJ

To

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

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