



H.C.P(MD)No.1253 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.11.2023

CORAM :

THE HONOURABLE MR.JUSTICE **M.SUNDAR**
and
THE HONOURABLE MR.JUSTICE **R.SAKTHIVEL**

H.C.P(MD)No.1253 of 2023

A.Jaysi Navaroja

... Petitioner

vs.

1. The Superintendent of Police,
Dindigul District.

2. The Inspector of Police,
Town North Police Station,
Dindigul District.

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Habeas Corpus, directing the 1st and 2nd respondents to produce the person or body of the petitioner's daughter "A.PIYOSHCIN HEYLEENA D/o ANDREWS" aged about 3½ years and the petitioner's husband namely ANDREWS S/o ALPHONES aged 32 before this Court and set them at liberty.

For Petitioner : Mr.J.Vishnu

For Respondents : Mr.R.Meenakshi Sundaram

Additional Public Prosecutor



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ORDER

[Order of the Court was made by **M.SUNDAR, J.**]

This order will now dispose of the captioned 'Habeas Corpus Petition' [hereinafter 'HCP' for the sake of brevity].

2. In the admission board on 17.10.2023, this Bench made the following order:



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4. Petitioner's spouse is missing from 12.09.2023 with 'yyyy', is learned counsel's say. It is further to be noted that 'xxxx' is with the petitioner.

5. In the support affidavit, very many allegations have been made against HCP petitioner's spouse but HCP petitioner's spouse has not been arrayed as a respondent. Learned counsel submits that HCP petitioner is aware of the address of her spouse's parents. [parents-in-law].

6. Faced with the above situation, learned counsel for HCP petitioner sought for some time to take steps to implead the HCP petitioner's spouse. Request acceded to.

7. List under the cause list caption 'ADJOURNED ADMISSION' on 06.11.2023.

[MS., J.] & [R.S.V., J.]

17.10.2023

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3. The aforementioned admission board order captures the crux and gravamen of the captioned HCP and there shall be no allusion to the same again in this final order. Suffice to say that the admission board order shall be read as integral part and parcel of this order and therefore the short forms and mask references used in the admission board order will continue to be used in the instant final order also.

4. Today, Mr.J.Vishnu, learned counsel for HCP petitioner and Mr.R.Meenakshi Sundaram, learned Additional Public Prosecutor for respondents are before us.

5. Be that as it may, more importantly, the petitioner's spouse who is nucleus of the captioned HCP, the petitioner as well as their two children 'xxx' and 'yyy' are present in Court.

6. We had a short interaction with the petitioner and her spouse who were before us along with their children 'xxx' and 'yyy'.

7. The petitioner and her spouse said that they had small differences but the same has been reconciled and they would now live



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happily as a couple with two children 'xxx' and 'yyy' in their matrimonial home i.e., under one roof. This means that there is a happy ending to the captioned HCP. This Court drops the curtains on the captioned HCP recording what unfurls in the hearing today.

8. Captioned HCP is disposed of as closed. There shall be no order as to costs.

(M.S., J.) (R.S.V., J.)
02.11.2023

Index : Yes / No
Neutral Citation : Yes / No
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To

1. The Superintendent of Police,
Dindigul District.

2. The Inspector of Police,
Town North Police Station,
Dindigul District.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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M.SUNDAR, J.
and
R.SAKTHIVEL, J.

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ORDER MADE IN
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