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HCP(MD)No.1397 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.11.2023

CORAM:

THE HONOURABLE MR.JUSTICE M.SUNDAR

and

THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

H.C.P.(MD)No.1397 of 2023

S.Ramkumar

: Petitioner

Vs.

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

2.The Inspector of Police,
Tiruchendur Temple Police Station,
Tiruchendur.

: 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 secure and produce the body or person of the detenue petitioner's elder father namely Kaliyamurthy S/o. Subaian, aged about 75 years from illegal custody and set him at liberty.

For Petitioner : Mr.G.Sakthi Rao

For Respondents : Mr.R.Meenakshi Sundaram

Additional Public Prosecutor



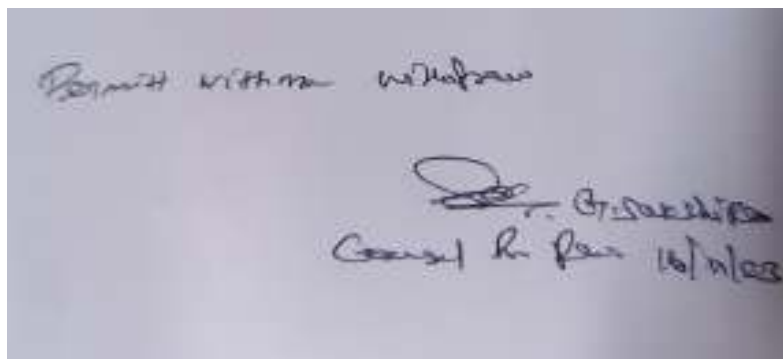
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ORDER

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

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After some arguments, Mr.G.Sakthi Rao, learned Counsel on record sought leave of this Court to withdraw the captioned 'Habeas Corpus Petition' ['HCP' for the sake brevity] as there is no averment pertaining to illegal detention with specificity. Learned counsel has made an endorsement in the case file and a scanned reproduction of the same is as follows:



2.Be that as it may, learned counsel for petitioner made a request to preserve all the rights of the petitioner and / or any one concerned for the petitioner's elder father to file a suitable petition in an appropriate Court. Request acceded to. It is made clear that if appropriate Court/s/Forum/Fora/Authority/Authorities are moved, the same shall consider the matter on its own merits and in accordance with law dehors the closure / withdrawal of captioned HCP.



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3.Captioned HCP is disposed of as closed / withdrawn. If there is any change of circumstances, it is open to the petitioner and / or any one concerned for petitioner's elder father to come to this Court with the same / similar prayer. There shall be no order as to costs.

[M.S.,J.] & [R.S.V.,J.]
16.11.2023

Neutral Citation : Yes/No

Index : Yes/No

Internet : Yes/No

MR

To

1.The Commissioner of Police,
Madurai.

2.The Inspector of Police,
Koodalpudur Police Station,
Madurai.

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



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HCP(MD)No.1397 of 2023

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

MR

ORDER MADE IN
H.C.P.(MD)No.1397 of 2023

16.11.2023