



WEB COPY



HCP.No.1774 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.08.2024

CORAM :

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

AND

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

H.C.P.No.1774 of 2024

Khader Meera

... Petitioner

Vs.

1. The State Rep. by
The Superintendent Of Police,
O/O. Superintendent Of Police Office,
Cuddalore District.

2. The Inspector Of Police,
Virudhachalam Police Station,
Cuddalore District.

3. Jait Singh

... 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 produce the petitioner's wife namely Manisha Kumar @ Khashifa who is aged about 23 years before this Hon'ble Court and set her at Liberty.



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For Petitioner : Mr.R.Thirumoorthy
For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor

ORDER

(Order of the Court was made by S.M.SUBRAMANIAM, J.)

The writ of Habeas Corpus has been instituted to direct the respondents 1 and 2 to produce the petitioner's wife namely Manisha Kumar @ Khashifa who is aged about 23 years.

2. The petitioner states that he married the detainee and thereafter the 3rd respondent, who is the father of the detainee, forcefully took the detainee to his residence. Admittedly, the 3rd respondent is the father of the detainee.

3. The learned Public Prosecutor, on instructions from the Police authorities, made a submission that the Inspector of Police, Vridhachalam Police Station has received a letter dated 01.08.2024, attested by Notary Jalore, stating that the detainee the Manisha Kumari, D/o. Jait Singh, got



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married and now residing happily at Rajasthan. The letter was sent to the Inspector of Police through registered post. The police enquired the 3rd respondent, who in turn also confirmed that the detainee married another boy and settled at Rajasthan along with her in-laws family. The photographs produced by the learned Public Prosecutor would also reveal that the detainee is now staying along with her husband and in-laws in the State of Rajasthan.

4. Considering the above observations, we are of the considered opinion that the detainee is not in an illegal detention. Thus, the Habeas Corpus Petition is not entertainable and consequently, the Habeas Corpus Petition stands dismissed.

[S.M.S., J.]

[V.S.G.,

J.]

09.08.2024

Index : Yes/No
Speaking Order : Yes/No
Neutral Citation : Yes/No

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To

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The Superintendent Of Police,
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Cuddalore District.
2. The Inspector Of Police,
Virudhachalam Police Station,
Cuddalore District.
3. The Public Prosecutor,
High Court, Madras.



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S.M.SUBRAMANIAM, J.
AND
V.SIVAGNANAM, J.

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