



H.C.P.(MD) No.627 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.06.2024

CORAM:

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA
and
THE HONOURABLE MR.JUSTICE K.RAJASEKAR

H.C.P.(MD) No.627 of 2024

Thanga Nagarajan

... Petitioner

-vs-

- 1.The Superintendent of Police
Thoothukudi District
Thoothukudi
- 2.The Inspector of Police
Alwarthirunagari Police Station
Thoothukudi District
- 3.Paulraj

... 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 detinue, namely, Naveena, wife of Thanga Nagarajan, aged about 22 years, from the illegal custody of the third respondent and produce her before this Court and set her at liberty.



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H.C.P.(MD) No.627 of 2024

For Petitioner : Mr.T.Lenin Kumar

For Respondents : Mr.RMS.Sethuraman
Additional Public Prosecutor for R1 & R2

ORDER

[Order of the Court was made by A.D.JAGADISH CHANDIRA, J.]

The petitioner has filed this habeas corpus petition seeking a direction to the respondents 1 and 2 to secure his wife, namely, Naveena, aged about 22 years, produce her before this Court and set her at liberty.

2. The case of the petitioner is that he got married to the alleged detainee, namely, Naveena, daughter of Paulraj / third respondent herein. She is studying B.Ed., in Dr.G.U.Pope College of Education, Thoothukudi. On 20.05.2024, she went to College at 09.00 a.m., but she did not return back even after 07.00 p.m. On enquiry, he came to know that the third respondent, father of the detainee, has abducted her and detained her in his illegal custody. Though he lodged a complaint before the respondent – Police, they have not taken any steps to secure the detainee. Hence, the petitioner has filed this habeas corpus petition.



H.C.P.(MD) No.627 of 2024

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3. Notice to the respondents was ordered on 29.05.2024.

Pursuant to the same, today the alleged detainee is produced before this Court by the respondent – Police.

4. On enquiry, the alleged detainee submitted that the petitioner is known to her. However, she would submit that she is not in illegal detention of anybody as alleged by the petitioner. Further, she submitted that she wants to go with her father / third respondent.

5. In view of the above submission, we are of the view that the detainee is not in illegal detention. Hence, this habeas corpus petition is closed.

[A.D.J.C., J.]

[K.R.S., J.]

03.06.2024

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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Thoothukudi District,
Thoothukudi.
- 2.The Inspector of Police,
Alwarthirunagari Police Station,
Thoothukudi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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AND
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