



H.C.P.(MD)No.1344 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 19.11.2024

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**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MS.JUSTICE R.POORNIMA**

H.C.P.(MD)No.1344 of 2024

Usha Nanthini

... Petitioner / Wife of the Detenu

Vs.

1.The State of Tamil Nadu,
Rep. by the Superintendent of Police,
Thoothukudi District,
Thoothukudi.

2.The Inspector of Police,
Keelarajakularaman,
Virudhunagar.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India
praying for the issue of a Writ of Habeas Corpus, to direct the
respondents No.1 and 2 to produce the body or person of the detenu
namely Moorthy S/o.Chinnathurai aged about 36 years before this court
set him at liberty to the petitioner.



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For Petitioner : Mr.B.Arun

For Respondents : Mr.E.Antony Sahaya Prabahar,
Addl. Public Prosecutor.

ORDER

(Order of the court was delivered by G.R.Swaminathan, J.)

Heard both sides.

2.The petitioner is the wife of the detenu. The petitioner's husband is missing since 08.08.2024. Based on the petitioner's complaint, the second respondent has registered Crime No.155 of 2024. The petitioner's husband has written a letter to the second respondent. Copy of the said letter has been produced before us. From a reading of the said letter, we are of the view that it is not a case of illegal detention. The petitioner's husband appears to have left the matrimonial home on his own accord. There appears to be serious misunderstanding between the petitioner and the husband. It is for the petitioner to pursue her remedy with the second respondent.



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3.The habeas corpus petition is dismissed accordingly.

(G.R.S. J.,) & (R.P. J.,)
19.11.2024

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To:-

- 1.The Superintendent of Police,
Thoothukudi District,
Thoothukudi.
- 2.The Inspector of Police,
Keelarajakularaman,
Virudhunagar.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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and
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