



H.C.P(MD)No.1445 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.11.2024

CORAM:

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

H.C.P.(MD) No.1445 of 2024

Petchimuthu

... Petitioner / Husband of the Detenue

Vs.

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

2.The Deputy Superintendent of Police,
Ambasamudram,
Tirunelveli District.

3.The Inspector of Police,
V.K.Puram Police Station,
Tirunelveli District.

... 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 1 to 3 herein to produce the body or person of the petitioner's wife namely Rajeswari W/o.Petchimuthu aged about 28 years before this Court and set her at liberty.



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For Petitioner : Mr.S.Sathyachidambaram
For Respondents : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

ORDER

Heard both sides.

2. The petitioner is the husband of the detenue. The detenue has been missing since 2.11.2024. Based on the petitioner's complaint, the third respondent registered Crime No.665 of 2024. Since the detenue was not traced, this habeas corpus petition came to be filed.

3. When the matter was taken up for hearing, the learned Additional Public Prosecutor on instructions submitted that the petitioner's wife appears to have eloped with one Krithesh. It is further stated that the petitioner's wife appeared before the Krishnapuram Police Station in Kerala and informed them that they are happily married and settled.



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4. We are satisfied that this is a case of elopement. The petitioner has to pursue his remedy elsewhere. The Habeas Corpus Petition is dismissed.

(G.R.S., J.) (R.P., J.)
21.11.2024

Index : Yes / No
Internet : Yes / No
NCC : Yes / No
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G.R.SWAMINATHAN, J.
AND
R.POORNIMA, J.

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To

- 1.The Superintendent of Police,
Tirunelveli District.
- 2.The Deputy Superintendent of Police,
Ambasamudram,
Tirunelveli District.
- 3.The Inspector of Police,
V.K.Puram Police Station,
Tirunelveli District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER MADE IN
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