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H.C.P.No.3167 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.01.2025

CORAM :

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM
AND
THE HON'BLE MR.JUSTICE M.JOTHIRAMAN

H.C.P.No.3167 of 2024

Pichan
S/o Chitambaram .. Petitioner

v.

1. State rep.by Inspector of Police
Mettupalayam Police Station
Coimbatore

2. Arumugam .. Respondents

Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Habeas Corpus, directing the Respondent No.1 to trace and produce the petitioner's wife, namely, Smt.Sundari, aged about 37 years, before this Hon'ble Court and set her at liberty.

For Petitioner :: Mr.B.Manoharan

For Respondents :: Mr.R.Muniyapparaj
Additional Public Prosecutor for R1
R2-Not ready in notice



H.C.P.No.3167 of 2024

ORDER

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

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The writ of habeas corpus has been instituted to direct the first respondent to produce the petitioner's wife Smt.Sundari, aged about 37 years.

2. The first respondent police secured the detainee-Sundari and now she is residing in Imayam Women's Home at Coimbatore. She appeared before this Court through video conferencing.

3. We have examined the detainee. She said that the petitioner Mr.Pichan is her first husband and the second respondent-Arumugam is her second husband. She expressed her willingness to join with the second respondent-Arumugam to lead the matrimonial life. When the detainee is aged about 37 years and willing to resume her matrimonial relationship with the second respondent-Arumugam, this Court has no option, but to form an opinion that the detainee is not under illegal detention. Thus the detainee



H.C.P.No.3167 of 2024

shall be permitted to join with the second respondent as per her own wish.

The habeas corpus petition stands disposed of.

Index : yes/no

(S.M.S.,J.)

(M.J.R.,J.)

Neutral citation : yes/no

24.01.2025

SS

To

1. The Inspector of Police
Mettupalayam Police Station
Coimbatore

2. The Public Prosecutor
High Court, Madras



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S.M.SUBRAMANIAM,J.

AND

M.JOTHIRAMAN,J.

SS

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