



**H.C.P.(MD)No.139 of 2025**

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**WEB COPY**

**DATED : 30.01.2025**

**CORAM**

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

**H.C.P.(MD)No.139 of 2025**

**Rajesh**

**... Petitioner / Lover of the Detenu**

**Vs.**

**1.The Superintendent of Police,  
Kanyakumari District,  
Nagercoil.**

**2.The Inspector of Police,  
Thuckalay Police Station,  
Kanyakumari District.**

**3.Arul**

**... 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 & 2 to rescue the detenue by name Monisha (aged 23 years) D/o.Murugesan from the illegal custody of the third respondent and produce the body or person before this Court and set her at liberty.



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For Petitioner : Mr.R.Sreenivasan

For Respondents : Mr.T.Senthil Kumar  
Additional Public Prosecutor for R1 & R2

### **ORDER**

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

Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents 1 & 2.

2. The petitioner claims that the detinue is his lover and that she has been illegally detained against her will. When this HCP was taken up for hearing, the second respondent produced the detinue before us. The detinue made it clear that she wants to go with her mother only. She does not want to join the petitioner.

3. Recording the submission of the detinue, the Habeas Corpus Petition is dismissed.

**(G.R.S. J.) & (R.P. J.)**  
**30.01.2025**

NCC : Yes/No  
Index : Yes / No  
Internet : Yes/ No  
rmi

2/4



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- 1.The Superintendent of Police,  
Kanyakumari District,  
Nagercoil.
- 2.The Inspector of Police,  
Thuckalay Police Station,  
Kanyakumari District.
- 3.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.



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**G.R.SWAMINATHAN, J.**  
**and**  
**R.POORNIMA, J.**

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