



H.C.P.(MD)No.130 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 30.01.2025

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

H.C.P.(MD)No.130 of 2025

A.Roja Banu

... Petitioner / Mother of Detenu

Vs.

1.The State of Tamil Nadu
represented by its,
The Superintendent of Police,
Thanjavur District.

2.The Deputy Superintendent of Police,
Thiruvidaimaruthur,
Thanjavur District.

3.The Inspector of Police,
All Women Police Station,
Thiruvidamaruthur,
Thanjavur 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 herein to produce the body or person of the detenu by name Rabiya Bajirya D/o.Mohammed Masuthu aged about 21 years and produce her before this Court and set her at liberty.



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For Petitioner : Mr.S.Gokul

For Respondents : Mr.T.Senthil Kumar
Additional Public Prosecutor

ORDER

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

Heard both sides.

2. The petitioner is the mother of the detainee. She alleges that her daughter has been brainwashed by the accused. We directed the third respondent to produce the detainee before us through VC mode. The detainee is present in the premises of All Women Police Station, Thiruvudaimaruthur. We had an interaction with her. She made it clear that she had married one Jiyuvudeen Bahavi and that she does not want to go with the petitioner. The detainee is aged about 21 years. We therefore cannot pass any coercive order against her. It is for her to choose her life.



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3. 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

To:-

- 1.The Superintendent of Police,
Thanjavur District.
- 2.The Deputy Superintendent of Police,
Thiruvudaimaruthur,
Thanjavur District.
- 3.The Inspector of Police,
All Women Police Station,
Thiruvudaimaruthur,
Thanjavur District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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