



H.C.P.(MD)No.1095 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.09.2025

CORAM:

**THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

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Kumar

... Petitioner

-VS-

1. The Superintendent of Police,
Ramanathapuram District.
2. The Inspector of Police,
Paramakudi Taluk Police Station,
Ramanathapuram District.
3. The Inspector General of Registration,
Chennai.
(R3 is Suo Motu Impleaded as per order of
this Court Dated 11.09.2025 in
HCP.(MD).No.1099 of 2025)

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus, directing the respondents herein to secure and produce the body of person of the detainee namely Harshitha, D/o.Kumar, aged about 21 years before this Court and set her at liberty.



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For Petitioner : Mr.G.Vishnuram
For Respondents : Mr.A.Thiruvadikumar,
Addl. Public Prosecutor for R1 & R2
Mr.S.R.A.Ramachandran,
Addl. Govt. Pleader for R3

ORDER

(Order of the Court was made by ***C.V.Karthikeyan, J.***)

We had impleaded the Inspector General of Registration, Chennai to examine the genuinity of the marriage certificate issued for the detainee. We had noted that the marriage had been formalized by the Registration Department, North Joint I, Coimbatore. The certificate had also been issued through the Marriage Registrar, District Registrar's Office at Coimbatore.

2. A report had been forwarded by the Sub-Registrar, North I, Coimbatore, wherein he had stated that the marriage had been registered after following due procedure as enunciated by law. It had been stated that after verifying the age of both the bride and groom and also



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examining their voluntariness to enter into the marital relationship, the marriage was registered in accordance with the rules and after receiving proper documents relating to their age, a certificate thereafter has been issued. It had been conducted under the Rule 5(1) of the Tamil Nadu Hindu Marriage (Registration) Rules 1967, and Section 7A of the Hindu Marriage Act, 1955. The copy of the marriage certificate had also been forwarded to the learned counsel for the petitioner. We have to hold that the detinue is not in unlawful custody. Since, *prima facie* the marriage certificate shows the factum of marriage, we would close this Habeas corpus petition.

3. Accordingly, the Habeas Corpus petition stands closed.

[C.V.K., J.]

[R.V., J.]

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vsm

NCC :Yes/No

Index: Yes/No

Internet: Yes/No



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C.V.KARTHIKEYAN, J.
and
R.VIJAYAKUMAR, J.

vsm

To

1. The Superintendent of Police,
Ramanathapuram District.
2. The Inspector of Police,
Paramakudi Taluk Police Station,
Ramanathapuram District.
3. The Inspector General of Registration,
Chennai.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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