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H.C.P.No.19 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.01.2026

Coram:

**THE HONOURABLE MR. JUSTICE P.VELMURUGAN**  
**and**  
**THE HONOURABLE MR. JUSTICE M.JOTHIRAMAN**

**H.C.P.No.46 of 2026**

Sankar

... Petitioner

**Vs.**

1. The State represented by  
The Superintendent of Police,  
Tiruvannamalai District.

2. The Inspector of Police,  
Anakkavoor Police Station,  
Tiruvannamalai District.

... Respondent

Prayer: This Habeas Corpus Petition petition has been filed under Article 226 of the Constitution of India to issue Writ of Habeas Corpus to direct the respondents to produce the minor S.Abinaya born on 17.02.2008 before this Court and to restore her to the lawful custody of the petitioner forthwith.

For Petitioner : Mr.A.Anbharasu

For Respondents : Mr.A.Damodaran, Addl. Public Prosecutor  
Assisted by Mr.M.Karthikeyan

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H.C.P.No.100 of 2026

## **ORDER**

**(Order of the Court was made by P.VELMURUGAN, J.)**

This Habeas Corpus Petition has been filed seeking directions to the respondents to produce the minor girl S.Abinaya born on 17.02.2008 before this Court and to restore her to the lawful custody of the petitioner forthwith.

**2** The petitioner is father of the detainee viz. Abhinaya aged about 17 years. This Court vide its order dated 12.01.2026 directed the respondents to secure the detainee and produce her before the nearest Magistrate concerned, who has been assigned for recording dying declaration or remand report and the matter was directed to be listed on 19.01.2026.

**3** Today, i.e. on 19.01.2016, the learned Additional Public Prosecutor would submit that detainee has been secured and produced before the learned Judicial Magistrate, Vandavasi, Thiruvannamalai District and the learned Magistrate has also recorded her statement and since the detainee refused to go with the petitioner/father, the Magistrate ordered to send her to CWC Home, Tiruvannamalai. The learned Public Prosecutor produced the detainee and copy of the order passed by the learned Magistrate along the statement recorded from the victim.



H.C.P.No. 10 of 2026

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**4** We inquired the detainee, who is 17 years old and the victim refused to go with the petitioner/father. Therefore since the detainee is a minor girl, the respondents are directed to send the detainee in the Home, where she stayed previously.

**5** With the above directions, the Habeas Corpus Petition stands closed.

[PVJ] [MJRJ]  
19.01.2026

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To

1. The Superintendent of Police,  
Tiruvannamalai District.
2. The Inspector of Police,  
Anakkavoor Police Station,  
Tiruvannamalai District.
3. The Additional Public Prosecutor, Madras High Court.



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H.C.P.No.46 of 2026

**P.VELMURUGAN. J.**  
**and**  
**M.JOTHIRAMAN, J.**

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