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HCP No. 475 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.03.2026

CORAM :

THE HONOURABLE DR.JUSTICE ANITA SUMANTH
and
THE HONOURABLE MR.JUSTICE SUNDER MOHAN

H.C.P No. 475 of 2026

N. Mohammed Muqthar,(M/28/2026)
S/o. Noorul Basheer,
No.13 C, Muslim Colony,
Maduraikarai,
Coimbatore South,
Coimbatore – 641105.

.. Petitioner

VS

1. The Commissioner of Police,
O/o. Commissioner of Police,
Coimbatore District.
2. The Inspector of Police,
Ukkadam Police Station,
Coimbatore District.
3. Kailasam (Father of the Detenu)
Residing at No.2/40 Chellankuttai,
Setrapatti,
Dharmapuri District,
Dharmapuri 635305

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying to issue a writ of habeas corpus directing the Respondents to produce petitioner's wife Suganya @ Safiya Fathima, aged about 25 years, before this Hon'ble Court and set her at liberty.



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For Petitioner : Mr.S.R.Gulshan Kumar
for Mr.M.Jeyachandran

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For Respondent : Mr.R.Muniyapparaj
Additional Public Prosecutor
assisted by
M.Sylvester John

ORDER

(Made by Dr. ANITA SUMANTH, J.)

The petitioner has sought the production of Suganya @ Safiya Fathima (detenue) as it is his apprehension that she is being illegally detained by her parents against her wishes.

2. It is the petitioner's case that he had married the detenue on 02.12.2025 at Malabar Muslim Jamad, Ukkadam, Coimbatore, in accordance with Islamic Customs and after her conversion to Islam. Though he is already married and has a child from the prior marriage, he is in the process of dissolving the earlier marriage. The detenue was taken away by her family and according to him, she is in their illegal custody.

3. When the matter had come up yesterday i.e., 16.03.2026, learned Additional Public Prosecutor had received instructions to the effect that the detenue had contacted the police herself. We had also conversed with her over video conferencing and had noted her inclination to continue her marriage with the petitioner. We had directed the appearance of the petitioner, detenue and her family and it is thus, that this matter is listed



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today.

4. Having conversed with the detainee and her parents, we find that there is no illegal detention that arises in this matter. The detainee is 25 years old, categorical that she has converted to Islam, and that she wishes to remain with the petitioner. Her parents have resigned to accept her decision. We record the above, and close this habeas corpus petition. No costs.

[A.S.M, J.] [S.M, J.]
17.03.2026

Index : Yes/No
Neutral Citation : Yes
ssm

To

1. The Commissioner of Police,
O/o. Commissioner of Police,
Coimbatore District.
2. The Inspector of Police,
Ukkadam Police Station,
Coimbatore District.
3. The Public Prosecutor,
High Court, Madras.



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DR. ANITA SUMANTH,J.
and
SUNDER MOHAN,J.

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