



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-03-2026

CORAM

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**THE HON'BLE DR.JUSTICE ANITA SUMANTH
AND
THE HON'BLE MR.JUSTICE SUNDER MOHAN**

HCP No. 447 of 2026

V.Neeraj Sen
S/o.Vinoth Kumar Sen,
No. 79/1, Amman Koil Street,
Sowcarpet,
Chennai 600 001.

..Petitioner(s)

Vs

1. The Commissioner of Police
Greater Chennai.
2. The Inspector of Police
C-3 Seven Wells Police Station,
Chennai.
3. Tarachand Borana
No.6, Arumugam Street,
Sowcarpet, Chennai 600 001.
4. Amrit Borana
S/o.Tarachand Borana,
No. 6, Arumugam Street,
Sowcarpet, Chennai 600 001.

..Respondent(s)

Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Habeas Corpus to direct the respondents 1 and 2 to produce the petitioner's wife Mrs. Santhosh, F/A-21 years, Wife of Mr.V.Neeraj Sen, Daughter of Tarachand Borana before this Honble Court and to set her at liberty.



For Petitioner(s): Mr.M.Illiyas

For Respondent(s): Mr.R.Muniyapparaj,
Additional Public Prosecutor
Assisted by
Mr.N.Narkeeran for R1 and R2
Mr.G.Krishnamurthy for R3, R4

ORDER

(Order of the Court was made by Dr.Anita Sumanth, J.)

This petition is filed seeking production of Santhosh (detenue), whom the petitioner states, he has married on 27.06.2025. R3 and R4 are the father and brother of detenue.

2. At the hearing on 11.03.2026, the detenue had appeared before us on video conferencing and we had directed her to be present in Court on 17.03.2026, and thereafter on 23.03.2026, owing to her non-appearance on 17.03.2026.

3. We have conversed with both the petitioner and the detenue in the Court on 23.03.2026, and today, where the matter is posted in Chambers. The detenue denies pressure or coercion by R3, R4 or any other family members, and states that is voluntarily residing in her parental home.

4. The petitioner, however, would persist stating that it is on account of the pressure exerted by R3, R4 and other family members of the detenue, that she is residing with her parents. He would submit that being married, she wishes



to reside with him, but is being detained by her parents and other family members, against her will.

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5. We have expressly asked the detinue if she is being detained against her will and her response is categorically in the negative. She is aged 21 years, and in a petition seeking Habeas Corpus, we are only to determine if the allegations of illegal detention are proper.

6. Since the detinue confirms that she is voluntarily staying at her parental home, and having regard to her age, we conclude that, she is not being detained against her wishes and is voluntarily residing with her family members. For the purpose of this petition, this conclusion would suffice.

7. We leave it to the petitioner and detinue to work out their differences in the marital life.

8. Recording the aforesaid, this habeas corpus petition is closed. No costs.

(A.S.M, J.) (S.M, J.)
25-03-2026

Index: Yes/No

Neutral Citation: Yes

ssm

To

1. The Commissioner of Police, Greater Chennai.
2. The Inspector of Police
C-3 Seven Wells Police Station, Chennai.
3. The Public Prosecutor, High Court, Madras.



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**DR.ANITA SUMANTH, J.
AND
SUNDER MOHAN, J.**

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