



WEB COPY



H.C.P.No.967 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.05.2026

CORAM

THE HON'BLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE V.LAKSHMINARAYANAN

H.C.P.No.967 of 2026

B.Neelamanikandan

S/o.Balakrishnan

....

Petitioner

Vs

1. The Commissioner of Police
Greater Chennai Police
No.132, Commissioner Office Building
EVK Sampath Road, Vepery
Chennai-600 007.

2. The Inspector of Police
M3 Puzhal Station
Near Puzhal Camp
Chennai Kolkatta National Highways
Puzhal, Chennai-600 066.

3. S.Banumathi

....Respondents

For Petitioner : Ms.A.Jasline
For Respondents : Mr.R.Muniyapparaj
Additional Public Prosecutor
for R1 and R2



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Prayer :

Habeas Corpus filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus to direct the respondents 1 and 2 to produce the detenu S.Mageshwari, W/o.Neelamanikandan, aged about 30 years and N.Tharun, S/o. Neelamanikandan, aged 7 years before this Court.

ORDER

(Order of the Court was made by G.R.SWAMINATHAN, J.)

Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents 1 and 2.

2. The petitioner has matrimonial discord with the third respondent's daughter, who is his wife. A minor child, born out of the wedlock, is present with the petitioner's wife. The petitioner wants the custody of his son. The remedy is to move the jurisdictional Family Court or Civil Court for appropriate relief by filing an appropriate GWOP. The Filing of an Habeas Corpus Petition is not appropriate.



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3. The Habeas Corpus Petition stands disposed with liberty to the petitioner to move jurisdictional Family Court or Civil Court and seek interim order.

(G.R.S.,J.) (V.L.N.,J.)
20.05.2026

Index : Yes/No

Speaking order / Non-speaking order

Neutral Citation : Yes/No

mk/ms

To

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2. The Inspector of Police
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Near Puzhal Camp
Chennai Kolkatta National Highways
Puzhal, Chennai-600 066.
3. The Public Prosecutor
High Court, Madras.



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