



WEB COPY



H.C.P.No.3205 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.02.2026

CORAM

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

AND

THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN

H.C.P.No.3205 of 2024

Mala

W/o.Vinayagamoorthy

... Petitioner

Versus

1. The State of Tamilnadu
represented by the Inspector of Police
B-1, New Town Police Station
Cuddalore – 607 001

2. The Superintendent of Prisons
Central Prison
Cuddalore – 607 401

...Respondents

Prayer:- Habeas Corpus Petition filed under Article 226 of the Constitution of India, to direct the respondents to secure and produce the detainee Vinayagamoorthy S/o.Subramanian before this Court from illegal confinement and commit him in accordance with law to undergo the sentence imposed on him.



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For Petitioner : Mr.Manoj Sreevalsan
For Respondents : Mr.A.Damodaran
Additional Public Prosecutor
assisted by Mr.M.Karthikeyan

ORDER

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

This Habeas Corpus Petition has been filed to direct the respondents to secure and produce the detenu Vinayagamoorthy S/o.Subramanian before this Court from illegal confinement and commit him in accordance with law to undergo the sentence imposed on him.

2. Heard both sides and perused the materials available on record.

3. The learned Additional Public Prosecutor submitted that the detenu who is a convict prisoner, while undergoing sentence of imprisonment, under the guise of heart problem, admitted in the hospital. At that time, the detenu absconded from the hospital and departmental proceedings has also been initiated against the staff concerned. He further submitted that the petitioner is not co-operating for the enquiry for the reason that this Habeas Corpus Petition is pending and that she is having communication with the



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detenu. In order to escape from the clutches of law and from undergoing the period of sentence, the detenu is absconding.

4. This Court finds that there is no illegal detention and it is a case of absconding. Hence, this Court is not inclined to entertain this petition.

5. Accordingly, this Habeas Corpus Petition is dismissed.

6. However, the petitioner is at liberty to work out her remedy in the manner known to law.

[P.V.,J.] [M.J.R.,J.]
11.02.2026

Index: Yes/No
Neutral Citation: Yes/No
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To

1. The Inspector of Police
B-1, New Town Police Station
Cuddalore – 607 001
2. The Superintendent of Prisons
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3. The Public Prosecutor
High Court, Madras.



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AND
M.JOTHIRAMAN, J.,

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