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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 12.03.2026

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THE HON'BLE MR JUSTICE N. ANAND VENKATESH

AND

THE HON'BLE MR JUSTICE P.DHANABAL

H.C.P.(MD)No.76 of 2026

Kathiriyappan

.. Petitioner / brother of the detenu
Vs.

1.The Superintendent of Police,
O/o. the Superintendent of Police,
Thanjavur District.

2.The Inspector of Police,
Medical College Police Station,
Thanjavur District.

.. Respondents

Prayer :Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus directing the respondent Nos.1 and 2 to produce the person or body of the petitioner's brother, namely, Azhagesan, aged about 31 years before this Court and hand over the custody of the detenu to the petitioner.

For Petitioner : Mr.G.Karuppasamyandiyan

For Respondents : Mr....
Additional Public Prosecutor



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ORDER

(Order of the Court was made by N. ANAND VENKATESH,J.)

This Habeas Corpus Petition has been filed seeking for a direction to respondent Nos.1 and 2 to produce the person or body of the petitioner's brother, who went missing from 01.01.2026.

2. Heard the learned counsel on either side.

3. The petitioner's younger brother went to Bangalore on 01.01.2026 and thereafter, there was no news from the petitioner's brother and his whereabouts were also not able to be traced. Under these circumstances, a complaint was given to the second respondent, which resulted in the registration of a man missing FIR in Crime No.16 of 2026. Since no effective steps were taken to find the whereabouts of the detenu, the present Habeas Corpus Petition came to be filed before this Court.

4. Taking into consideration the facts and circumstances of the case and the nature of grievance expressed by the petitioner, there shall be a



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direction to the second respondent to proceed further with the investigation in line with the guidelines issued by this Court in the case of *K. Sukumari Vs. The Superintendent of Police, Virudhunagar District, Virudhunagar*, reported in *2018(2) -L.W. (Crl) -636* and find the whereabouts of the detenu as expeditiously as possible.

5. This Habeas Corpus Petition is disposed of in the above terms.

(N.A.V.,J..) (P.D.B.,J.)
12.03.2026

Index : Yes / No
Internet : Yes / No
TSG

To

- 1.The Superintendent of Police,
O/o. the Superintendent of Police,
Thanjavur District.
- 2.The Inspector of Police,
Medical College Police Station,
Thanjavur District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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**N. ANAND VENKATESH,J.
AND
P.DHANABAL,J.**

TSG

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