



H.C.P.(MD)No.142 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 11.02.2026

CORAM:

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN
and
THE HONOURABLE MS.JUSTICE R.POORNIMA

H.C.P.(MD)No.142 of 2026

Mohamed Haroon Rashid

... Petitioner

-VS-

1.The Superintendent of Police
Ramanathapuram District
Ramanathapuram

2. The Inspector of Police
Uchipuli Police Station,
Ramanathapuram District

3. Hakrose Banu

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus, directing the respondents 1 and 2 to produce the body or person of minor daughter namely Noorul Aaysha Begum aged about 10 years before this Court and hand over custody to the petitioner.



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For Petitioner : Mr.B.Mahendrarajan
For R1 &R2 Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

(Order of the Court was made by **G.K.ILANTHIRAIYAN, J.**)

This Habeus Corpus Petition has been filed to direct the respondents 1 and 2 to produce the body or person of minor daughter namely Noorul Aaysha Begum aged about 10 years before this Court and hand over custody to the petitioner.

2. The petitioner got married one Hakrose Bano and gave birth to a female child. Thereafter due to misunderstanding his wife was living separately in a rented house from the year 2023. The petitioner lodged complaint on 07.01.2023 alleging that his minor daughter is under the illegal detention. On receipt of the same the second respondent issued CSR No.02 of 2025. During enquiry it was also found that the third respondent is living separately in the rented house with the minor



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child. Further it is also revealed that the petitioner obtained divorce from his wife by saying 'Talaq', therefore the custody of the minor child with the mother cannot be said as illegal detention.

3. In view of the same, the petition stands dismissed. However the petitioner is at liberty to approach the Family Court for appropriate relief.

[G.K.I., J.] [R.P., J.]

11.02.2026

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To

1.The Superintendent of Police
Ramanathapuram District
Ramanathapuram

2. The Inspector of Police
Uchipuli Police Station,
Ramanathapuram District

3.The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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