



HCP(MD) No.316 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 12.03.2026

CORAM

**THE HON'BLE MR JUSTICE N. ANAND VENKATESH
AND
THE HON'BLE MR JUSTICE P.DHANABAL**

H.C.P.(MD)No.316 of 2026

Geetha

... Petitioner

Vs.

1.The Commissioner of Police,
Madurai City, Madurai.

2.The State of Tamil Nadu,
The Inspector of Police,
SS Colony Police Station,
Madurai City.

3.Prabhakaran

..... 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 body of the detenu, Kavitha, daughter of Boominathan before this Court and set her at liberty.



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For Petitioner : Mr.G.Arunachalam
For Respondents : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

ORDER

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

This Habeas Corpus Petition has been filed by the mother of the detainee seeking for a direction to the respondents to produce the body or person of the detainee and to set her at liberty,

2. Heard the learned counsel on either side.

3. The case of the petitioner is that her daughter had completed 12th standard at Chennai and had moved to Madurai for pursuing higher studies in Madura College. Thereafter, the detainee returned back to Chennai and was employed in a Company. At that point of time, she has eloped with the third respondent, who is a married man.



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4. The further case of the petitioner is that from 21.07.2025, the whereabouts of the detenue was not able to be ascertained and in spite of the best efforts, the detenue was not able to be traced. The third respondent was also missing. Their mobile phones were also switched off. Under such circumstances, the petitioner's sister gave a complaint before the second respondent on 22.07.2025, based on which, 'a woman missing FIR' was registered in Crime No.440 of 2025.

5. The grievance of the petitioner is that till date, the detenue has not been traced by the second respondent and it is under these circumstances, the present Habeas Corpus Petition came to be filed before this Court.

6. The learned Additional Public Prosecutor appearing for the respondent Nos.1 and 2, on instructions, submitted that the detenue developed a love relationship with the third respondent, who is also a married man and both the detenue as well the third respondent have eloped and their mobile phones are also switched off. Hence, the second respondent is taking all efforts to trace the whereabouts of the detenu.



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7. Taking into consideration the facts and circumstances of the case and the submissions made by the learned Additional Public Prosecutor, there shall be a direction to the second respondent to trace the whereabouts of the detainee and the third respondent expeditiously and produce them before the learned Judicial Magistrate No.V, Madurai. The learned Judicial Magistrate shall record the statement of the detainee and proceed further in accordance with law. A report shall also be submitted before this Court.

8. This Habeas Corpus Petition stands disposed of in the above terms.

[N.A.V.,J.] [P.D.B.,J.]
12.03.2026

Index : Yes / No
Internet : Yes / No
TSG



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1.The Judicial Magistrate No.V, Madurai.

2.The Commissioner of Police,
Madurai City, Madurai.

3.The Inspector of Police,
SS Colony Police Station,
Madurai City.

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



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AND
P.DHANABAL,J.**

TSG

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