

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 23.12.2009

Coram

The Honourable Mr. Justice M.CHOCKALINGAM
and
The Honourable Mr. Justice PERIYA KARUPPIAH

Habeas Corpus Petition No.2368 of 2009

Indhirani

.. Petitioner

..vs..

1. The State of Tamil Nadu,
rep.by the Inspector of Police,
Prohibition Excise Wing-II,
Arumbakkam, Chennai-106.
Crime No.Not known/2009.

2. The Commissioner of Police,
The Greater Chennai,
Egmore, Chennai-8.

.. Respondents

Petition filed under Article 226 of the Constitution of India, to issue a writ of Habeas Corpus, directing the respondents to produce the detenu viz., V.M.Jayarama Reddy, before this Court and set the detenu V.M.Jayarama Reddy, son of Munusamy, aged about 55 years, at liberty forthwith.

For Petitioner : Mr.P.R.Thiruneelakandan

For Respondents : Mr.V.R.Balasubramanian
Addl.P.P.,

ORDER

(Order of the Court was made by M.CHOCKALINGAM, J.)

Seeking a writ of habeas corpus, the petitioner has brought forth this petition for production of her husband, viz., Jayaramareddy, aged about 55 years.

2. As per the orders of this Court, the 1st respondent is present in Court along with the general diary of that particular police station.

3. It is also represented by the learned Additional Public Prosecutor, on instructions, that the son of the alleged detenu has made misappropriation of Rs.1.25 lakhs; that a case came to be registered and is pending investigation; that he has applied for anticipatory bail; that while the matter was pending investigation, it is true, that the police has taken away the alleged detenu for interrogation purpose and on interrogation, he has stated that he did not know anything about his son and the same was recorded; that afterwards, he has been let off by the police since he has not been wanted in any case; that the police has nothing to do and that all the allegations in the affidavit are not only incorrect but also false.

4. The petitioner is present. Perused the general diary and has been handed over to the respondents.

After perusing the general diary and after hearing the learned counsel for the State, the Court has entertained a doubt whether the habeas corpus petition itself is in order to take the son of the petitioner from the clutches of law if possible, but in vain. The request of the petitioner does not require any consideration by the Court. Under such circumstances, the habeas corpus petition is disposed of accordingly.

gl

Sd/-
Asst. Registrar

//True Copy//

Sub Asst. Registrar

To

1. The Inspector of Police,
Prohibition Excise Wing-II,
Arumbakkam, Chennai-106.

2. The Commissioner of Police,
The Greater Chennai,
Egmore, Chennai-8.

3. The Public Prosecutor,
High Court, Madras.

+ 1 cc to Mr.P.R.Thiru Neelakandan, Advocate SR No.71715

VSN(CO)
SR/8.1.2010

Order in H.C.P. No.2368 of 2009