



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 13.03.2026

CORAM

THE HON'BLE MR JUSTICE N.ANAND VENKATESH

AND

THE HON'BLE MR JUSTICE P.DHANABAL

H.C.P.(MD)No.328 of 2026

P.Prasanna

.. Petitioner / Father of the detenu

Vs.

1.The Superintendent of Police,
Thanjavur, Thanjavur District.

2.The Inspector of Police,
Thanjavur South Police Station,
Thanjavur.

3.P.Subashini

.. Respondents

Prayer :Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus, to direct the respondents 1 and 2 to produce the body or corpus of the petitioner's minor child namely Anushkaa D/o. Prasanna, aged about 16 years, before this Court by securing her from the respondent No.3 and hand over the custody to the petitioner forthwith.



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For Petitioner : M/s.Shangeetha.A.S

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 for a direction to the respondents 1 and 2 to produce the person or body of the petitioner's minor child, namely Anushkaa, aged about 16 years, who is alleged to be in the custody of the 3rd respondent.

2. We have heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents. We have also perused the records produced by the Detaining Authority.

3. In the case on hand, there is a matrimonial dispute between the petitioner and the 3rd respondent. The minor girl is said to be in the custody of the 3rd respondent. The grievance of the petitioner is that he is not sure as to whether the detinue is in India or whether she has been taken abroad. Therefore, the petitioner only wants to ascertain this fact and it is under these circumstances the present Habeas Corpus Petition is filed.



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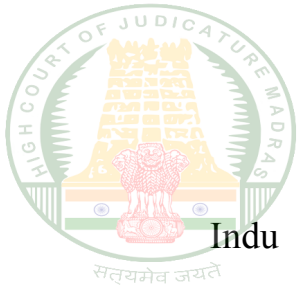
4. The learned Additional Public Prosecutor submitted that the detenue is in the custody of the 3rd respondent.

5. The matrimonial dispute between the petitioner and the 3rd respondent and also the dispute regarding the custody of the child, cannot be gone into in this petition. However, considering the grievance expressed by the petitioner, the second respondent is directed to call the detenue to the Police Station and during her presence, the petitioner shall also be put on notice. The statement of the detenue shall be recorded and the same will be taken on file. It is made clear that this direction is issued only to make it convenient for the petitioner to see his daughter. Insofar as the issue regarding the custody of the child is concerned, it has to be independently worked out by the petitioner before the competent Court.

6. With the above directions, this Habeas Corpus Petition is disposed of.

(N.A.V.,J..) (P.D.B.,J.,)
13.03.2026

Index : Yes / No
Internet : Yes / No



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To

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Thanjavur, Thanjavur District.
2. The Inspector of Police,
Thanjavur South Police Station,
Thanjavur.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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

Indu

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