

HCP(MD) NO. 749 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21-07-2025

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

AND

THE HONOURABLE MS.JUSTICE R. POORNIMA

HCP(MD) NO. 749 of 2025

Roselin @ Veeralakshmi
W/o Reegan, No. 41 Kodumbalur Chathiram, Trichy.

Petitioner(s)

Vs

The State of Tamil Nadu
Rep by The Superintendent of Police, Thoothukudi District,
Thoothukudi. and 2 Others

Respondent(s)

For Petitioner(s):

R.Mathava Selvam

For Respondent(s):

Mr.B.Nambi Selvan

Additional Public Prosecutor for R1 and R2

Mr. Ashok S for R-3

ORDER

(Order of the Court was made by the Hon'ble A.D.JAGADISH CHANDIRA J.)

Finding that the petitioner had violated the orders of this Court we have directed the respondent/ All Women Police Station, Thoothukudi District to secure the petitioner along with the children and produce them before this Court.

2. For sake of convenience, the order dated 11.07.2025 is extracted here under:

“This Habeas Corpus Petition has been filed by the petitioner/Wife

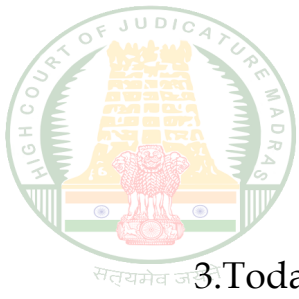


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alleging that her husband/ the third respondent had taken her children aged about 8 years and six years respectively and detained them illegally.

2. When the matter was taken up for hearing on 30.06.2025, this Court referred the matter before the Mediation and Conciliation Centre attached to this Bench. In the Mediation Centre, the matter was settled between the parties and they have agreed to live at Kodumbaloor Chatram as husband and wife, without any dispute and without harassing each other and in default who ever not willing to lead matrimonial life, will hand over the children to other party in future. Thereafter, the matter was listed on 07.07.2025. It was represented by the learned counsel for the petitioner that in the Mediation Centre, it was agreed that the children will be in the custody of both parties and they will be admitted in the School at Trichy and believing the same, the husband had also handed over the custody of the children to his wife, whereas she had taken the children to unknown location and as on date the whereabouts of the wife and the children are not known. Hence, the learned counsel for the petitioner sought time to get instructions from the petitioner.



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3.Today when the matter is taken up for hearing, the learned counsel for the petitioner submitted that he is unable to reach the petitioner and the children.

4.The learned Additional Public Prosecutor submitted that the respondent/husband had also given a complaint before the All Women Police Station, Thoothukudi, with regard to the missing of the children.

5.We find that the petitioner has violated the order of this Court. In view of the same, the second respondent is directed to secure the petitioner viz., Roselin @ Veeralakshmi and the children viz., Anthony Stephen and Mariya Stepheny and produce them before this Court at the earliest. If the petitioner/wife refuses to come, the respondent shall effect arrest and produce her before this Court.

6.Post the matter after one week”.



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3. The learned Additional Public Prosecutor submitted that the petitioner along with the children were traced at Thani, Iravipuram, Kollam District, Kerala and they were produced before this Court today.

4. The learned counsel appearing for the third respondent would submit that since the third respondent has gone for fishing he is unable to be present before this Court today and he would seek that the matter may be listed tomorrow.

5. Originally the custody of the children were with the husband/third respondent. On the assurance that they will be admitted in a school at Trichy the children were handed over to the petitioner, whereas the petitioner has violated the order of this Court and had taken the children to Kerala. We deem it fit that the petitioner along with the children may be kept at One Stop Centre at Madurai and produced before this Court on 22.07.2025.

6. Post the case on 22.07.2025

sd/-
21/07/2025

/ TRUE COPY /

21/07/2025
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.



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To

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

2. The Inspector of Police
Aathur Police station,
Thoothukudi District.

Copy to

1. The Inspector of Police, All Women Police Station,
Thoothukudi District.

2. The officer Incharge,
One stop centre, Madurai.

ORDER
IN

HCP(MD) No.749 of 2025

Date :21/07/2025

PR/21.07 .2025 5P/5C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023