HIGH COURT FOR THE STATE OF TELANGANA: AT HYDERABAD (Special Original Jurisdiction)

MONDAY ,THE TWENTY FIFTH DAY OF APRIL TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE Dr. JUSTICE SHAMEEM AKTHER AND THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

WRIT PETITION NO: 13297 OF 2022

Between:

G.Usha, W/o.G.Subramanyam, Aged 39 years, R/o.H.No.11-3-460, New Ashok Nagar, Parsigutta, Secunderabad.

...PETITIONER

AND

- The State of Telangana, Rep. by its Principal Secretary to Govt.(Political), General Administration Dept., Telangana Secretariat, Hyderabad.
- 2. The Commissioner of Police, Rachakonda Commissionerate.
- 3. The Superintendent, Central Prison, Cherlapally, Medchal District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ of Habeas Corpus under Art.226 of the Constitution of India directing the respondents to produce Sri.Gajula Subramanyam @ Subbi @ Subbu @ Subash S/o.Chithravelu, now detained at Central Prison, Cherlapally, Medchal District, before this Honourable Court and he may be ordered to be released forthwith/set at liberty after declaring his detention vide No.07/PD-CELL/CCRB/RCKD/2022, dated 25/01/2022 passed by the 2nd respondent and consequential confirmation orders passed by the 1st respondent vide G.O.Rt.No.848 General Administration (Spl.(Law & Order)) Department, dated 13-4-22 as illegal, unconstitutional and void.

(Prayer is amended as per Court Order dated 20-4-2022 vide IA No.1/2022)

Counsel for the Petitioner: Smt. B.MOHANA REDDY

Counsel for the Respondents: ADDL ADVOCATE GENERAL

It is ordered as follows:

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER THE HON'BLE SMT.JUSTICE JUVVADI SRIDEVI

WRIT PETITION No.13297 OF 2022

ADVANCE ORDER: (Per Hon'ble Dr.SA,J)

In the result, the Writ Petition is allowed. The impugned detention order vide No.07/PD-CELL/CCRB/RCKD/2022, dated 25.01.2022, passed by the respondent No.2, and the consequential confirmation order vide G.O.Rt.No.848, General Administration (Spl. (Law & Order)) Department, dated 13.04.2022, passed by the Chief Secretary to Government, General Administration (Spl. (Law & Order)) Department, Government of Telangana, are hereby set aside. The respondents are directed to set the detenu, namely Gajula Subramanyam @ Subbi @ Subbu @ Subash, S/o Chithravelu, at liberty forthwith, if he is no longer required in any other criminal case.

(Detailed order follows)

Sd/- MOHD.SANAULLAH ANSARI ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

1. The Principal Secretary to Govt.(Political), General Administration Dept., State of Telangana, Telangana Secretariat, Hyderabad.

2. The Commissioner of Police, Rachakonda Commissionerate. 3. The Superintendent, Central Prison, Cherlapally, Medchal District [By Special

4. Two CCs to the Advocate General, High Court for the State of Telangana [OUT]

5. One CC to Smt. B.MOHANA REDDY, Advocate [OPUC]

6. Two C.D. Copies. One Spare Copy. MRC

HIGH COURT

DATED:25/04/2022

ADVANCE ORDER
WP.No.13297 of 2022



ALLOWING THE WRIT PETITION

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