

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**
(SPECIAL ORIGINAL JURISDICTION)
MONDAY THE FIRST DAY OF NOVEMBER TWO THOUSAND AND THREE
: PRESENT:
THE HON`BLE **MR. DEVINDER GUPTA** THE CHIEF JUSTICE
AND
THE HON`BLE MS. JUSTICE: **G. ROHINI**
W.P. No. **24943** of **2003**

Between:

A.S. Arun Kumar.

Petitioner

AND

1. The Director General and Inspector General of Police, Govt. of A.P.,
Lakdikaphool, Hyderabad.
 2. The Superintendent of Police, Mahabubnagar.
 3. N. Laxmana Swamy, Occ: Hindi Pandit, R/o. 4-16, Bagiratha Colony,
Mahaboobnagar.
 4. Sri Sudershan, R/o. 2-3-93, Near Bhavani Temple, Gadwal, Mahaboobnagar
District.
- Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court will be pleased to issue a Writ, order or a direction, more particularly one in the nature of Writ of Habeas Corpus, directing the respondents to produce Kum. N. Shailaja, daughter of the 3rd respondent, presently in illegal confinement at the residence of the 4th respondent i.e. at H. No. 2-3-93, Near Bhavani Temple, Gadwal, Mahaboobnagar District and produce her physically before this Hon`ble Court and set her at liberty.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr. A. Giridhar Rao, Advocate for the Petitioner, and of the G.P. for Home, for the respondents 1 and 2, the Court made the following

ORDER:

“Petitioner states that he belongs to Christian Community and N. Sailaja, daughter of third respondent, fell in love with him and they intended to marry each other and submitted papers before the Sub-Registrar, Atmakur on 29-10-2003. Since respondents 3 and 4 are against the marriage, Kum. N. Sailaja was thereafter, confined by fourth respondent in his house. Fourth respondent stated to be the brother-in-law of Kum. N. Sailaja. Petitioner states that Kum. N. Sailaja is major and her dated of birth is 05-08-1983 and states that in case her statement is recorded she expresses her desire to stay with the petitioner and marry the petitioner.

Petitioner has sought her production.

Without passing any further orders in the Writ Petition, we require the Station, House Officer, Gadwal Police Station, Mahabubnagar District to ensure that Kum. N. Sailaja is produced before any Judicial First Class Magistrate Stationed at Gadwal and her statement whether she would like to marry the petitioner or continue to stay with her parents be recorded and sent to this Court.

List on 15-12-2003”.

ASSISTANT REGISTRAR

// TRUE COPY //

For ASSISTANT REGISTRAR

To

1. The Director General and Inspector General of Police, Govt. of A.P.,
Lakdikaphool, Hyderabad.
2. The Superintendent of Police, Mahabubnagar.

3. N. Laxmana Swamy, Occ: Hindi Pandit, R/o. 4-16, Bagiratha Colony, Mahaboobnagar.
 4. Sri Sudershan, R/o. 2-3-93, Near Bhavani Temple, Gadwal, Mahaboobnagar District.
 5. The Station House Officer, Gadwal Police Station, Mahaboobnagar District.
(BY SPEED POST with a copy of petition and affidavit with a direction to ensure that Kum. N. Sailaja is produced before any Judicial First Class Magistrate and her statement whether she would like to marry the petitioner or continue to stay with her parents be recorded and sent to this Court before 15-12-2003)
 6. Two CCs to G.P. for Home, High Court of A.P., Hyderabad. (OUT)
 7. Two spare copies.
- Ksv

HIGH COURT

Ksv

Date of drafting: 03-12-2003

**HCJ
&
RGJ**

DATE: 01-12-2003

NOTE: LIST ON 15-12-2003

ORDER

WP. NO. 24943 OF 2003

DIRECTION