

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT
HYDERABAD**

(Special Original Jurisdiction)

**THURSDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND TEN**

PRESENT

**HON'BLE SRI JUSTICE A.GOPAL REDDY
AND
HON'BLE SRI JUSTICE RAJA ELANGO**

WRIT PETITION Nos.11437 AND 11438 OF 2010

W.P.No.11437 of 2010

Between:

Smt.Syeda Lateefunnisa.

... Petitioner

And

Station House Officer, Madhapur P.S. and two others

... Respondents

W.P.No.11438 of 2010

Between:

Smt.Annu Begum.

... Petitioner

And

Station House Officer, Madhapur P.S. and two others

... Respondents

This Court made the following:

**HON'BLE SRI JUSTICE A.GOPAL REDDY
AND
HON'BLE SRI JUSTICE RAJA ELANGO**

WRIT PETITION Nos.11437 AND 11438 OF 2010

COMMON ORDER: -

(Per Hon'ble Sri Justice A.Gopal Reddy)

These two writ petitions are filed by the mothers of the alleged detenus-Mohd.Dastagir @ Sahil and Syed Sayeed Hussain alleging that they are illegally detained by the respondents from the midnight of 06.05.2010 and are in their illegal custody.

The Inspector of Police, Madhapur Police Station, Secunderabad filed a counter-affidavit stating that the alleged detenus were arrested by the police of Sanjeevreddy Nagar on 27.05.2010 at 00:30 hours in connection with crime No.589 of 2010 under Section 353 read with Section 34 of the Indian Penal Code and Section 25 (1) (A) (3) of Indian Arms Act and were produced before III Additional Chief Metropolitan Magistrate, Nampally, Hyderabad on the same day and the learned Magistrate remanded them to judicial custody. Pursuant to the remand order, they were lodged at Central Prison, Cherlapally, Rangareddy District.

Since the crime has already been registered against the alleged detenus, who were produced before the Magistrate and were remanded to judicial custody under a lawful order passed by the Magistrate, the illegal detention as alleged by the petitioners does not arise.

Accordingly, the writ petitions are dismissed. No costs.

A.GOPAL REDDY, J

RAJA ELANGO, J

31st May 2010
lmv