

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

WRIT PETITION NO. 5370 OF 2017

Mehrunnissa Mushtaq Sayed } Petitioner

Versus

The Union of India & Others } Respondents

Ms. A.M.Z. Ansari with Ms. Nasreen S.K. Ayubi for the petitioner

Mrs. Aruna Pai for the respondent Nos. 1 and 2

Ms. M. H. Mhatre – AGP for State

**CORAM :- S. C. DHARMADHIKARI &
PRAKASH. D. NAIK, JJ.**

DATED :- APRIL 27, 2018

OPERATIVE ORDER :-

1. For the reasons recorded in the Judgment/order, the writ petition is allowed. Rule is made absolute. The order of detention challenged in this writ petition is quashed and set aside. The detenu Shri Mushtaq Abubakar Sayed S/o Shri Abubakar Kalamiya Sayed is directed to be released forthwith, if not required in any other case.

2. In the view that we have taken on the ground that the Detention Order is vitiated by total non application of mind, we

did not deem it fit and proper to allow Ms. Ansari to argue other grounds on which the order of detention has been challenged.

(PRAKASH.D.NAIK, J.)

(S.C.DHARMADHIKARI, J.)