

**IN THE HIGH COURT OF ANDHRA PRADESH: AMARAVATI**

**HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA, CHIEF JUSTICE**

**&**

**HON'BLE MR. JUSTICE M. SATYANARAYANA MURTHY**

**WRIT PETITION No.28165 of 2021**

*(Through virtual mode)*

Mahanandi Gari Venkata Lakshumma,  
W/o. Ram Mohan Reddy, aged about 56 years,  
Occ: Housewife, R/o.H.No.1/160,  
Chiyyapadu Village, Chapadu Mandal,  
Kadapa District, Andhra Pradesh.

.. Petitioner

Versus

The State of Andhra Pradesh,  
Rep. by its Principal Secretary,  
Home Department,  
Secretariat Buildings,  
Velagapudi, Amaravathi,  
Guntur District, and others.

.. Respondents

Counsel for the petitioner : Mr. S. Madhava Rao

Counsel for respondent Nos.1 to 4 : Mr. Y.N. Vivekananda, GP,  
for Addl. Advocate General-II

Counsel for respondent No.5 : Mr. K. Sarva Bhouma Rao

**ORAL ORDER**

**Dt: 31.01.2022**

*(per Prashant Kumar Mishra, CJ)*

By this petition, the petitioner seeks a writ of habeas corpus for production of her daughter, namely Mahanandigari Vinitha, who is alleged to have been illegally detained by respondent No.5, before this Court.

It is not in dispute that the petitioner's daughter is a major.

Respondent No.5 filed a counter-affidavit, *inter alia*, stating that he and the petitioner's daughter loved each other and being majors, they got

married on 23.07.2021 at Lord Siva Temple at Bhakarapeta, Kadapa District, and since then, they are leading happy marital life. While denying the allegation that the petitioner's daughter has been illegally detained by respondent No.5, it is categorically stated that the petitioner's daughter has been living happily with respondent No.5 ever since their marriage.

Mr. S. Madhava Rao, learned counsel for the petitioner, submits that in view of the aforesaid averments made in the counter-affidavit of respondent No.5, the writ petition may be closed.

Considering the fact that the petitioner's daughter is a major and having regard to the stand taken by respondent No.5 on oath that she has been living with respondent No.5 on her own accord, having married him out of her own volition, it cannot be said that she is in illegal detention of respondent No.5 and, therefore, the proceedings in this petition for writ of habeas corpus need not be continued any further.

Accordingly, this writ petition is closed. Pending miscellaneous applications, if any, shall also stand closed. No costs.

**PRASHANT KUMAR MISHRA, CJ      M. SATYANARAYANA MURTHY, J**

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