

**HON'BLE THE ACTING CHIEF JUSTICE DILIP B. BHOSALE
AND
HON'BLE SRI JUSTICE S.V. BHATT**

-
W.P.No.18357 OF 2015

PC: *(Per the Hon'ble Sri Justice S.V.BHATT)*

The petitioner claims to be elder sister of one Ramavath Kumari Bai.

The present writ petition is filed for Habeas Corpus for production of one Ramavath Kumari Bai from the illegal custody of respondents.

On 23.06.2015, this Court granted time to the learned Government Pleader to file reply of respondents 2 and 3. Respondent No.3 filed counter affidavit for himself and on behalf of 2nd respondent as well. By way of reply, it is stated that the alleged detainee is not an accused in any case and on 17.06.2015 the police went to the house of Ramavath Kumari Bai to inquire about the present whereabouts of Pothu Raju, who is an accused in Crime No.109 of 2015 and neither the detainee was taken into custody nor any case is pending with the respondents. To the same effect, the 3rd respondent has got the statement of alleged detainee recorded in the presence of Tahsildar, Chilakaluripeta, Guntur District.

We have perused the statement of the alleged detainee.

In our considered view, the alleged detainee is not in the custody of respondents. The writ of Habeas is not maintainable and is accordingly dismissed.

Consequently, miscellaneous petitions, if any pending, also stand disposed of.

DILIP B. BHOSALE, ACJ

S.V.BHATT, J

Date: 07.07.2015
Stp/Lrkm