

High Court for the State of Telangana

The Hon'ble The Acting Chief Justice Raghvendra Singh Chauhan

and

The Hon'ble Dr. Justice Shameem Akther

Writ Petition No.41595 of 2018

Date: 13-06-2019

Between:

Smt. Tejavath Vijaya

...Petitioner

and

The State of Telangana
Rep. by its Principal Secretary
Home Dept., Secretariat Buildings
Hyderabad and 2 others.

...Respondents

Counsel for the petitioner: Mr. K. Laxmaiah

Counsel for the respondents: Mr. S. Sharath, Spl. G.P.

The Court made the following:

Order: (per Hon'ble Sri Justice Raghvendra Singh Chauhan)

This writ petition is filed for issue of a writ of habeas corpus for production of the petitioner's husband, *namely* Mr. Tajavath Shankar (for short 'the *detenu*'), before the Court, and to set him at liberty, by setting aside the detention order in Proceeding No.C2/3127/2018 dated 14-08-2018, passed by respondent No.2, the Collector, Suryapet, and the consequential GO.Rt.No.1238 dated 28-06-2018, passed by respondent No.1, the Principal Secretary (Home), State of Telangana.

By interim order dated 04-01-2019, this Court had temporarily released the *detenu* on certain conditions. Today, this Court is informed that the *detenu* has been scrupulously following those conditions while he is set at liberty from the preventive detention.

The learned Counsel for the petitioner submits that the *detenu* was preventively detained by order dated 14-08-2018. Thus, merely two more months need to go by before the *detenu* would be set at liberty permanently. Therefore, he pleads that the interim order dated 04-01-2019 should be continued by this Court.

The learned Special Government Pleader for the State has vehemently opposed the plea raised by the learned counsel for the petitioner.

Having considered the fact that there is no evidence to show that the *detenu* has disturbed the public order while he is at liberty, no fruitful purpose would be served by preventively detaining him again for the remaining period of two months. Therefore, this Court directs that the interim order dated 04-01-2019 shall continue till 13-08-2019, the date on which the detention period would come to an end by efflux of time.

With these directions, this writ petition stands disposed of.

As a sequel, Miscellaneous Petitions, pending if any, stand disposed of as infructuous.

(Raghvendra Singh Chauhan, ACJ)

(Dr. Shameem Akther, J)

Dt: 13th June, 2019
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