

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.4545 OF 2016

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ORDER:

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This Criminal Petition is filed under Section 482 of Code of Criminal Procedure (Cr.P.C.) to quash the proceedings in R.C.No.2258 of 2015 on the file of the District Collector and District Magistrate, Visakhapatnam.

Heard and perused the material available on record.

Learned counsel for the petitioner submits that the detention order passed by the Collector was not approved by the Government and further, by order dated 19.02.2016, the District Collector communicated the second respondent that the Government did not approve the detention of the petitioner and as such, not to detain the petitioner.

Admittedly, the petitioner was apprehended in various cases. Hence, this Court is of the view that if the petitioner aggrieved over the detention order of the District Collector, he is at liberty to approach this Court by way of filing Habeas Corpus petition. Hence, the criminal petition is not maintainable and as such, it is liable to be dismissed.

The Criminal Petition is accordingly dismissed. Consequently, miscellaneous petitions, if any, pending, shall stand closed.

JUSTICE RAJA ELANGO

01.04.2016

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