

HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY  
AND  
HON'BLE SRI JUSTICE T.AMARNATH GOUD

WRIT PETITION No.29363 of 2018

Date: 08.11.2018

Between :

Smt.Lalitha

... Petitioner

And

The State of Telangana,  
rep. by its Chief Secretary to Government,  
General Administration (Law & Order) Department,  
Secretariat Buildings, Hyderabad and others.

... Respondents

COUNSEL FOR PETITIONER : Sri P.Ramachandran

COUNSEL FOR RESPONDENTS : G.P. for Home (T.S.)

THE COURT MADE THE FOLLOWING:

**ORDER :** (per Hon'ble Sri Justice C.V. Nagarjuna Reddy)

This Writ Petition is filed for issue of *Habeas Corpus* directing the respondents to release Injamuri Vijay Kumar @ Vijay @ Arjun @ Raj Kumar @ Thakkali Vijay Kumar (the detenu) from detention by setting aside the order, vide proceedings No.SB(I)No.16/PD-3/HYD/2018, dated 26.04.2018, of respondent No.2.

At the hearing, Mr.P.Ramachandran, learned counsel for the petitioner, submitted that the detenu is an accused in a series of cases registered under the Immoral Traffic (Prevention) Act, and that, in connection therewith, respondent No.2 has passed the impugned detention order. He further submitted that in cases of this nature, this Court is setting aside the detention orders subject to the condition that the detenu shall leave the jurisdiction of the Commissionerate concerned and stay away from the said area till the expiry of the remainder period of detention.

Learned Government Pleader for Home (T.S.) fairly conceded to the above submission.

In the light of the above, the impugned detention order, vide No.SB(I)No.16/PD-3/HYD/2018, dated 26.04.2018, of respondent No.2 is set aside without going into the merits of

the case, but on the consensus reached between the parties, subject to the following conditions:

(i) The detenu shall be released forthwith from the detention subject to his giving a written undertaking addressed to respondent No.2 to the effect that he shall leave the limits of Rachakonda and Hyderabad Police Commissionerates and live outside the said area till the detention period is over, and handing over the same to the Superintendent of the Central Prison, Chanchalguda, Hyderabad, in which he is presently detained.

(ii) It is made clear that if the detenu repeats his conduct of committing the offences in future, the respondents shall be free to initiate a fresh action against him in accordance with law.

(iii) The detenu is, however, permitted to enter the limits of Hyderabad and Rachakonda Police Commissionerates limits only for the limited purpose of attending the jurisdictional Courts in connection with all the criminal cases, which are pending against him.

Subject to the above directions, the Writ Petition is allowed.

As a sequel to allowing the Writ Petition, I.A.No.1 of 2018 filed by the petitioner for interim relief stands disposed of as infructuous.

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**C.V. NAGARJUNA REDDY, J**

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**T.AMARNATH GOUD, J**

Date: 08.11.2018.  
TJMR

