

The Hon'ble Sri Justice C.V.Nagarjuna Reddy

and

The Hon'ble Sri Justice P.Keshava Rao

Writ Petition No.33769 of 2018

Dated 1st November, 2018

Between:

Visakha Civil Liberties Union
Visakhapatnam
Rep. by its President Nawaz Hussain Akbar

...Petitioner

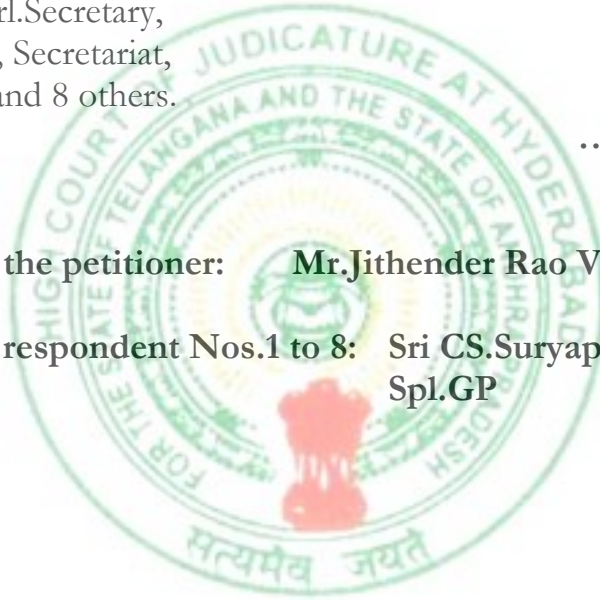
and

1.The State of Andhra Pradesh
Rep. by its Prl.Secretary,
Home Dept., Secretariat,
Amaravathi and 8 others.

... Respondents

Counsel for the petitioner: Mr.Jithender Rao Veeramalla

**Counsel for respondent Nos.1 to 8: Sri CS.Suryaprakash Rao,
Spl.GP**



This Court passed 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 produce Gorle Pydi Raju (for short 'the alleged *detenu* No.1') and his wife- Kumari (for short 'the alleged *detenu* No.2') before this Court.

During the hearing of this case on earlier occasion, the learned Counsel for the petitioner admitted that the alleged *detenu* No.1 died. He, however, submitted that there is a strong suspicion that he might have died in Police custody.

As regards the alleged *detenu* No.2, as the respondents have stated in the counter-affidavit that she was produced before the Executive Magistrate and released, this Court directed the Police to produce her before the Court. Today, the alleged *detenu* No.2 is produced before the Court. She stated that her husband (alleged *detenu* No.1) died due to illness and not in Police custody and that she has not been detained by the Police at any point of time.

Having regard to the above statement of the alleged *detenu* No.2, as per which the alleged *detenu* No.1 has died naturally and she is not in Police custody, the Writ Petition is

disposed of as infructuous. However, if the petitioner has any evidence of the custodial death of alleged *detenu* No.1, it shall be free to avail appropriate legal remedies available to it in law.

(C.V.Nagarjuna Reddy, J)

(P.Keshava Rao, J)

Dt: 1st November, 2018
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