

THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

AND

THE HON'BLE SRI JUSTICE T.AMARNATH GOUD

WRIT PETITION No.37259 of 2018

Date: 25.10.2018

Between:

Aarla Gangaiah

..Petitioner

And

The State of Andhra Pradesh, Represented by its
Principal Secretary, Home Department,
Velagapudi, Amaravathi Secretariat,
Guntur & Others

..Respondents

Counsel for the petitioner: Mr.O.Kailashnath Reddy

Counsel for respondent Nos.1 to 3: Assistant Government Pleader
attached to Advocate General (A.P.)

Counsel for respondent No.4: --

The Court made the following:

ORDER: (Per the Hon'ble Sri Justice C.V.Nagarjuna Reddy)

This writ petition is filed for issue of *Habeas Corpus* directing respondent Nos.2 to 4 to produce the petitioner's daughter – Kum.Leelavathi (for short, 'the alleged detainee') before the Court and set her at liberty.

2. In pursuance of the direction issued by this Court, the Police of respondent No.2 produced the alleged detainee before the Court. Respondent No.4 is also present in the Court. The alleged detainee and respondent No.4 informed that they are first cousins and that as they loved each other, they married against the consent of the parents of the alleged detainee. Though the petitioner has alleged that the age of respondent No.4 is 19 years, the latter has produced original Aadhar Card showing his date of birth as 05.02.1996 as per which his age is above 22 years.

3. In the light of the above, we are of the opinion that respondent No.4 has attained the marriageable age and that he married the alleged detainee with her free consent. As both of them are living together happily, the petitioner is not entitled to the relief claimed in this writ petition.

4. The writ petition is accordingly dismissed.

C.V.NAGARJUNA REDDY, J

T.AMARNATH GOUD, J

25th October, 2018
TJMR