

HIGH COURT FOR THE STATE OF TELANGANA

THE HON'BLE THE ACTING CHIEF JUSTICE RAGHVENDRA SINGH CHAUHAN

AND

THE HON'BLE SRI JUSTICE A. RAJASHEKER REDDY

WRIT PETITION No.8271 of 2019

Date: 23.04.2019

Between:

Smt. Shashi Roshan

...Petitioner

and

The State of Telangana and others.

...Respondents

Counsel for the petitioner : Mr. V. Raghunath

Counsel for the respondents : Mr. A. Manoj Kuamr, AGP for Home

The Court made the following:



ORDER: (Per the Hon'ble the Acting Chief Justice Raghvendra Singh Chauhan)

The petitioner, Smt. Shashi Roshan, has filed the present petition, ostensibly, on the ground that on 16.04.2019, the detainee, Smt. T. Soundarya Sravanthi, W/o. T. Praveen Kumar Raj, was picked up by the police, and her whereabouts are unknown ever since then.

Mr. A. Manoj Kumar, the learned Assistant Government Pleader for Home, submits that on 18.03.2019, an F.I.R. was lodged by the prosecutrix, wherein she alleged that the detainee's husband, Mr. T. Praveen Kumar Raj, has repeatedly committed rape upon her; and both the detainee and her husband have blackmailed her by having her nude photographs and videos. It is in consequence of the said F.I.R. that the detainee was picked up by the police and produced before the concerned Magistrate. The learned Magistrate has ordered that the detainee should be sent to judicial custody. Thus, according to the learned Assistant Government Pleader, the custody of the detainee is a legal one and not an illegal one. In order to buttress this plea, the learned Assistant Government Pleader has submitted documents clearly showing that the detainee is presently in judicial custody. Since the detainee is in judicial custody, the custody cannot be said to be an illegal one.

Therefore, this Court does not find any merit in the present Habeas Corpus Petition; it is hereby dismissed. There shall be no order as to costs.

The miscellaneous petitions pending, if any, shall stand closed.

(RAGHVENDRA SINGH CHAUHAN, ACJ)

(A. RAJASHEKER REDDY, J)

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