

HIGH COURT FOR THE STATE OF TELANGANA

THE HON'BLE THE ACTING CHIEF JUSTICE RAGHVENDRA SINGH CHAUHAN
AND
THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

Writ Petition No.10705 of 2019

Date: 10.06.2019

Between:

Rathod Akil

...Petitioner

And

State of Telangana,
Home Department,
Secretariat Buildings, Hyderabad,
Rep.by its Principal Secretary,
and others.

...Respondents

Counsel for the petitioner : Mr. B. Sudhakar Reddy and
Ms. Neeraja Reddy

Counsel for the respondents: Mr. S. Santhosh Kumar
attached to the office of the
Additional Advocate General.

The Court made the following:

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

The petitioner, Mr. Rathod Akil, has filed the present habeas corpus petition, *inter alia*, on the ground that his wife, Ms. Sumithra, the respondent No.9, has been illegally detained by her father, Mr. Lingagari Tirupathi Reddy, the respondent No.8.

On 06.06.2019, this Court had directed the learned Counsel Mr. S. Santhosh Kumar, attached to the office of the learned Additional Advocate General, to produce the detinue before this Court. Consequently, today the Police has produced Ms. Sumithra before this Court.

This Court has spoken to Ms. Sumithra. According to her, she had married the petitioner on her own volition. But, due to certain differences, she has left the matrimonial home on her own. Presently she is residing with her parents in her parental home. She has no desire to go back to her husband. She further informs this Court that she is twenty years old and she is a major.

Since Ms. Sumithra is a major, and she wants to stay with her parents and not with the petitioner, her staying with the parents cannot be said to be an illegal detention by the respondent No.8.

Therefore, this Court does not find any merit in the present Writ Petition; it is hereby dismissed.

The miscellaneous petitions pending in this Writ Petition,
if any, shall stand closed. There shall be no order as to costs.

RAGHVENDRA SINGH CHAUHAN, ACJ

Dr. SHAMEEM AKTHER, J

10.06.2019
vs

