

HIGH COURT FOR THE STATE OF TELANGANA
THE HON'BLE THE CHIEF JUSTICE SRI RAGHVENDRA SINGH CHAUHAN
AND
THE HON'BLE DR. JUSTICE SHAMEEM AKTHER

WP.No.17153 of 2019

14.08.2019

Between

Polepally Krishna Goud, S/o Polepally Shankaraiah,
Aged about 41 years, Occ: Private Employee,
R/o.D.No.3-315, Asha Colony, Near ZPHS (Kunta),
Shadnagar Town and Mandal, Ranga Reddv District

...PETITIONER

AND

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

...RESPONDENTS

Counsel for the Petitioner: Mr. S. Krishna Sharma

Counsel for the Respondents: Sripathi Santosh Kumar
GP Attached to Advocate General

The Court made the following:

THE HON'BLE THE CHIEF JUSTICE SRI RAGHVENDRA SINGH CHAUHAN
AND
THE HON'BLE DR. JUSTICE SHAMEEM AKTHER

WRIT PETITION No.17153 of 2019

ORDER: { Per the Hon'ble the Chief Justice Sri Justice Raghvendra Singh Chauhan}

The petitioner has filed this Habeas Corpus writ petition ostensibly on the ground that his wife Smt. Polepally Swapna has gone missing since 24.06.2019.

2. The Station House Officer, Shadnagar Police Station, has produced the detinue before this Court. This Court has had an opportunity to speak to Smt. Polepally Swapna. She informs this Court that she is 33 years old and mother of two children, who are aged 15 and 13 years. According to her, she has no desire to resume her cohabitation with her husband, the petitioner. In fact, she prefers to live alone. Moreover, according to her, she is looking for a job so that she can be financially independent of her husband. Once she finds a job, she will be more free to take her own decisions with regard to her family. Therefore, according to her, she does not wish to go back to the petitioner.

3. Since Smt. Polepally Swapna happens to be major, and since she has decided not to resume her cohabitation with the petitioner, this Court directs respondent No.5 to house Smt. Polepally Swapna back at the hostel where she is presently residing.

With these directions, the writ petition stands disposed of. Pending miscellaneous petitions shall stand closed. There shall be no order as to costs.

RAGHVENDRA SINGH CHAUHAN, CJ

DR. SHAMEEM AKTHER, J

August 14, 2019/DSK