

High Court for the State of Telangana

The Hon'ble The Chief Justice Raghvendra Singh Chauhan

and

The Hon'ble Sri Justice A. Abhishek Reddy

W.P. No. 25133 of 2019

Date: 20-11-2019

Between:

Smt. Pagadala Bhavani

...Petitioner

And

The Principal Secretary
Home Department
State of Telangana,
Hyderabad and 4 others

...Respondents

Counsel for the petitioner:

Mr. A. Rajashekhar Reddy

Counsel for respondent Nos. 1 to 4: Mr. Sripathi Santosh Kumar,

GP attached to the office of the AG

Counsel for respondent No.5:

Mr. Vedula Srinivas

The Court made the following:

Order: (per Hon'ble The Chief Justice Raghendra Singh Chauhan)

This writ petition has been filed ostensibly on the ground that the petitioner's elder sister, *namely* Ms. Neelam Mahalakshmi (for short 'the *detenue*'), is being illegally detained by respondent No. 5, Mr. G.B.S. Bhatt.

According to the petitioner, the whereabouts of the *detenue* were unknown. The petitioner was informed that she was being kept in a nursing home for the old people. Despite the fact that she has been trying to contact the *detenue*, respondent No. 5 is refusing to allow her to talk to her own sister *i.e.*, the *detenue*. Therefore, according to the petitioner, the *detenue* is being illegally detained by respondent No. 5.

By order dated 15-11-2019, this Court had directed respondent No. 4, the Station House Officer, Meerpet Police Station, to find out whether the *detenue* was alive or not? This Court had also directed respondent No. 5 to produce the *detenue* before this Court. Consequently today, respondent No. 5 has produced the *detenue* before this Court.

This Court had an occasion to speak to the *detenue*, *namely* Ms. Neelam Mahalakshmi. She informs this Court that she has

nothing to do with her sister, the petitioner; she has no desire to talk to her, and to live with her. According to her, she is living with respondent No. 5 out of her own free will. She is being looked after well by respondent No. 5 and his wife. Therefore, she will have nothing to do with the petitioner.

Since the *detenue* herself claims that she is living out of her own free will with respondent No. 5, obviously, the custody of the *detenue* with respondent No. 5 cannot be said to be an illegal one. Therefore, respondent No. 5 is directed to take the *detenue*, namely Ms. Neelam Mahalakshmi, back to his home, and to look after her well.

Accordingly, the writ petition stands disposed of.

As a sequel, Miscellaneous Petitions, pending if any, stand disposed of as infructuous.

(Raghvendra Singh Chauhan, CJ)

(A. Abhishek Reddy, J)

Dt: 20th November, 2019
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