APHC010707042025

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3624]**
(Special Original Jurisdiction)

WEDNESDAY, THE 18th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR

WRIT PETITION NO: 36225/2025

Between:

1. R ABD ZILANI, S/O MAHABOOB SAHEB, AGED ABOUT 52 YEARS, OCC PRIVATE JOB, R/O H.NO 8-8-49, LAKSHMI NARASIMHA NAGAR, ALLAGADDA TOWN AND MANDAL, NANDYAL DISTRICT, 518543.

...PETITIONER

AND

1. THE STATE OF AP, HOME DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT, REP BY ITS PRINCIPAL SECRETARY, 522237.
2. THE DIRECTOR GENERAL OF POLICE, STATE OF ANDHRA PRADESH, VADDESWARAM, MANGALAGIRI, GUNTUR DISTRICT, 522503.
3. THE SUPERINTENDENT OF POLICE, NANDYAL DISTRICT, 518543.
4. THE SUBDIVISIONAL POLICE OFFICER, ALLAGADDA, NANDYAL DISTRICT, 518543.
5. THE INSPECTOR OF POLICE, ALLAGADDA URBAN POLICE STATION, ALLAGADDA, NANDYAL DISTRICT, 518543.
6. THE JUDICIAL MAGISTRATE OF FIRST CLASS, ALLAGADDA, NANDYAL DISTRICT, 518543.

7. THE SUPERINTENDENT, SUB-JAIL, ALLAGADDA TOWN, NANDYAL DISTRICT, 518543.

...RESPONDENT(S):

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, order or direction, more particularly one in nature of Writ of Habeas Corpus, directing the Respondents to forthwith produce the Petitioners before this Hon'ble Court and set them at liberty forthwith, declaring the arrest dated 23.12.2025 and the remand order passed by the 6th Respondent as illegal, arbitrary, and violative of Articles 21 and 22(1) of the Constitution of India, and consequentially record that, the police have willfully disobeyed this Honble Court's order dated 10.12.2025, inviting contempt proceedings and pass

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Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased pleased to release the detenus on bail by suspending the remand order, dated 23.12.2025 passed by the Judicial Magistrate of First Class, Allagadda, Nandyal District, pending disposal of the above Writ Petition, and pass

Counsel for the Petitioner:

1. ARUN KUMAR R

Counsel for the Respondent(S):

1. THE ADVOCATE GENERAL

The Court made the following:

ORDER :-*(per Hon'ble Sri Justice Ravi Nath Tilhari)*

This writ of *Habeas Corpus* under Article 226 of the Constitution of India has been filed by the petitioner seeking release of the alleged detenus, namely, R. Saifuddin and R. Abdul Subhan, in connection with F.I.R. No.96 of 2025, dated 07.12.2025, registered at Allagadda Urban Police Station for the alleged offences under Sections 351(3), 318(2), 79 read with Section 3(5) of the Bharatiya Nyaya Sanhita (BNS), 2023, and Sections 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. Learned counsel for the petitioner submits that the detenus were remanded to judicial custody on 23.12.2025 and that, subsequently, they were released on bail. In view of their release, he submits that the purpose of the present writ petition no longer survives and, therefore, seeks to close the same, with liberty to the petitioner to avail such remedy as may be available in law in respect of the order of remand.

3. Recording the aforesaid submission, the writ petition is ***closed***, with liberty to the petitioner to avail an appropriate remedy in accordance with law.

4. The record received along with the Court proceedings shall be remitted to the Court concerned.

No order as to costs.

As a sequel thereto, miscellaneous petitions, if any pending, shall also stand closed.

RAVI NATH TILHARI, J

ALAPATI GIRIDHAR, J

Date: 18.11.2026
RPD.

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI
AND

THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR

(CLOSED)

WRIT PETITION NO: 36225 of 2025

Date: 18.11.2026

RPD.