IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWELFTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE JUSTICE MOUSHUMI BHATTACHARYA
AND
THE HONOURABLE SMT JUSTICE RENUKA YARA

WRIT PETITION NO: 31881 OF 2026

Between:

Bachu Sravanthi, W/o. Bachu Ratnakar, Aged about 39 years, Occ. Housewife, R/o. H.No. 2-64/1, Doutabad Mandal, Waddepally, Medak District, Telangana - 502334.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary to Government, General Administration (Spl. Law and Order) Department, Secretariat Buildings, Hyderabad.
2. The Commissioner of Police, Siddipet Commissionerate, Siddipet District, Telangana.
3. The District Collector and District Magistrate, Siddipet District, Siddipet, Telangana.
4. The Superintendent, Central Prison, Cherlapally, Medchal-Malkajgiri District, Telangana.

...RESPONDENTS

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 the nature of Writ of Habeas Corpus, directing the Respondents to produce the detenu, namely Bachu Ratnakar, S/o. Ramulu, aged about 46 years, Occ Business, R/o. Gajwel Town and Mandal, Siddipet District, N/o. Waddepally Village, Raipole Mandal, Siddipet District, Telangana State, before this Hon'ble Court, and upon such production, be pleased to set aside/quash the Order of Detention bearing SB.ID.No.2/PD-SDPT/2026, dated 25.07.2026, passed by the 2nd Respondent/Detaining Authority, i.e., the Commissioner of Police, Siddipet, under Section 3(1) read with Section 3(2) of the

Prevention of Blackmarketing and Maintenance of Supplies of Essential Commodities Act, 1980, together with the Grounds of Detention and the material relied upon thereunder and all consequential proceedings, including G.O.Rt.No.1333, General Administration (Spl. Law and Order) Department, dated 10.09.2026, issued by the 1st Respondent confirming the detention, as illegal, arbitrary, unconstitutional, without jurisdiction and violative of Articles 14, 21 and 22(5) of the Constitution of India, and consequently direct the Respondents to release the detenu, Bachu Ratnakar, forthwith, if he is no longer required in any other criminal case.

I.A. NO: 1 OF 2026

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 to suspend the operation and execution of the Order of Detention bearing SB.ID.No.2/PD-SDPT/2026, dated 25.07.2026, passed by the 2nd Respondent under Section 3(1) read with Section 3(2) of the Prevention of Blackmarketing and Maintenance of Supplies of Essential Commodities Act, 1980, and G.O.Rt.No.1333, General Administration (Spl. Law and Order) Department, dated 10.09.2026, issued by the 1st Respondent confirming the detention, pending disposal of the above Writ Petition, and consequently direct the Respondents to release the detenu, Bachu Ratnakar, forthwith, if he is not required in any other case.

Counsel for the Petitioner: MR. KAVALI VISHNU KANTH

Counsel for the Respondents: MR. SWAROOP OORILLA, SPECIAL GP REP. FOR ADVOCATE GENERAL

The Court made the following ORDER

HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HON'BLE JUSTICE MOUSHUMI BHATTACHARYA
AND
THE HON'BLE SMT JUSTICE RENUKA YARA

WRIT PETITION No.31881 OF 2026

(CNR No.HBHC010656522026)

DATE: 12.11.2026

Between:

Bachu Sravanthi

... Petitioner

And

The State of Telangana and three others.

...Respondents

Mr. Kavali Vishnu Kanth, learned counsel appearing for the petitioner

Mr. Swaroop Oorilla, the learned Special Government Pleader representing the learned Advocate General appearing for the respondents.

ORDER: (Per Hon'ble Justice Moushumi Bhattacharya)

1. The present Writ Petition has been filed challenging an Order of Detention *vide* SB.ID.No.2/PD-SDPT/2026, dated 25.07.2026, passed by the respondent No.2/the Commissioner of Police, Siddipet Commissionerate, Siddipet District, under section 3(1) and (2) of The Prevention of Blackmarketing and Maintenance of

Supplies of Essential Commodities Act, 1980, and the consequential Confirmation Order issued by the respondent No.1/State of Telangana *vide* G.O.Rt.No.1333, General Administration (Spl. Law & Order) Department, dated 10.09.2026.

2. By the impugned Order of Detention dated 25.07.2026, the detenu (husband of the petitioner) was classified as 'Black Marketer' on the grounds that the detenu had been engaged in the clandestine business of purchasing Public Distribution System ('PDS') Commodities, and indulged in hoarding, recycling, diverting and selling the same without obtaining a valid license under The Telangana State Public Distribution System (Control) Order, 2016 ('Control Order, 2016') and section 7 of The Essential Commodities Act, 1955 ('1955 Act') and causing interruption to the supply of essential commodities to the beneficiaries, in contravention of clause 17(e) of the Control Order, 2016. The detenu was accordingly ordered to be detained and lodged in Central Prison, Cherlapally, Medchal-Malkajgiri District.

3. We have heard learned counsel appearing for the petitioner and the learned Special Government Pleader appearing for the respondents.

4. It appears that the respondent No.2 relied upon three crimes registered against the detenu while passing the impugned Order of Detention. The said three crimes are Crime Nos.40, 46 and 51 of 2026, registered on the file of Raipole Police Station, for the offences punishable under section 318(4) of The Bharatiya Nyaya Sanhita, 2023 ('BNS'), section 7 of 1955 Act and Clause 17(e) of the Control Order, 2016.

5. However, we find from the record that the detenu had filed Criminal Petition Nos.12351 and 12501 of 2026 before this Court seeking to quash the proceedings in C.C.No.686 of 2026 (arising out of Crime No.46 of 2026) and C.C.No.752 of 2026 (arising out of Crime No.51 of 2026), respectively. A learned Single Judge of this Court *vide* orders dated 31.07.2026 and 04.08.2026, respectively, allowed the said Criminal Petitions and quashed the proceedings in C.C.Nos.686 and 752 of 2026, on the file of the Judicial First Class

Magistrate at Gajwel, against the detenu. Hence, as on date, only Crime No.40 of 2026 remains pending against the detenu.

6. The Special Government Pleader fairly concedes that since two of the three ground cases relied upon by the Dctaining Authority, were subsequently quashed by the learned Single Judge of this Court, appropriate orders may be passed in the present Writ Petition.

7. We have considered the submissions made by counsel appearing for the parties as well as the orders dated 31.07.2026 and 04.08.2026 passed by the learned Single Judge in Criminal Petition Nos.12351 of 2026 and 12501 of 2026, respectively. Since two out of the three ground cases have already been quashed and only one ground case is pending as on date, we deem it appropriate to set aside the impugned Order of Detention dated 25.07.2026 and the consequential order of confirmation dated 10.09.2026.

8. W.P.No.31881 of 2026, along with all connected applications, is accordingly allowed and the impugned Order of Detention *vide* SB.ID.No.2/PD-SDPT/2026, dated 25.07.2026, passed by the respondent No.2 and the consequential

Confirmation Order *vide* G.O.Rt.No.1333, General Administration (Spl. Law & Order) Department, dated 10.09.2026, passed by the respondent No.1, are hereby set aside. The respondents are directed to set the detenu, namely, Bachu Rathnakar, S/o. Ramulu, at liberty forthwith, if he is not required in connection with any other criminal case. There shall be no order as to costs.

SD/- K. VANI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary to Government, General Administration (Spl. Law and Order) Department, Secretariat Buildings, State of Telangana, Hyderabad.
2. The Commissioner of Police, Siddipet Commissionerate, Siddipet District, Telangana.
3. The District Collector and District Magistrate, Siddipet District, Siddipet, Telangana.
4. The Superintendent, Central Prison, Cherlapally, Medchal-Malkajgiri District, Telangana.
5. One CC to MR. KAVALI VISHNU KANTH, Advocate [OPUC]
6. Two CCs to ADVOCATE GENERAL, High Court for the State of Telangana, at Hyderabad [OUT]
7. Two CD Copies

AGK

AGK

HIGH COURT

MB, J
&
RY, J

DATED: 12/11/2026



ORDER

WP.No.31881 of 2026

ALLOWING THE WRIT PETITION
WITHOUT COSTS

10 MJ
12/11/26