

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

WEDNESDAY, THE NINTH DAY OF NOVEMBER  
TWO THOUSAND AND TWENTY TWO

PRESENT  
THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY  
AND  
THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

WRIT PETITION NO: 34934 OF 2022

Between:

Smt. T. Usha Bhai, W/o T. Raja Singh, Aged 39 years, Occ.Home maker, R/o H. No. 13-2-29217, Aramghar Colony, Near Jail Hanuman, Dhoolpet, Hyderabad.

...PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary General Administration (Spl.(Law and Order) Department, Secretariat, Hyderabad.
2. The Commissioner of Police (Detention Authority), Hyderabad City, Hyderabad.
3. The Superintendent of Jails, Charlapally Central Prison, Cherlapally, Medchal-Malkajgiri District.

...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 an appropriate Writ or order or direction, more particularly one in the nature of Writ of Habeas Corpus directing the respondents to henceforth set-free the detenu namely T. Raja Singh, S/o T. Nacal Singh, aged 45 years, Member of Legislative Assembly, Goshamahal Constituency by quashing the order of Preventive Detention vide Proceedings in SB(1)NO. 156/PD-1/HYD/2022, dated.25.8.2022 as approved by the 1<sup>st</sup> respondent vide G.O. Rt. No.1651, dated 26.8.2022 (And Subsequent G.O.Rt.No.1977 dated 19/10/2022) as being illegal, arbitrary, contrary to law and in violation of Articles 14 and 21 of Constitution of India besides the guidelines as contemplated in the Preventive Detention Act  
(prayer is amended as per court order dated 09/11/2022 vide IA No.2 of 2022 in WP No.34934 of 2022)

Counsel for the Petitioner : SRI P.SHASHI KIRAN

Counsel for the Respondents : ADDITIONAL ADVOCATE GENERAL

IT IS ORDERED AS FOLLOWS :-

THE HON'BLE SRI JUSTICE A.ABHISHEK REDDY  
AND  
THE HON'BLE SMT JUSTICE JUVVADI SRIDEVI

WRIT PETITION No.34934 of 2022

**ADVANCE ORDER:** *{Per the Hon'ble Sri Justice A.Abhishek Reddy }*

In the result, the Writ Petition is allowed. The impugned detention order passed by respondent No.2 *vide* SB(1) No.156/PD-1/HYD/022, dated 25.08.2022, approved by respondent No.1 *vide* G.O.Rt.No.1651 General Administration (Spl. Law & Order) Department, dated 26.08.2022 and confirmed by respondent No.1 *vide* G.O.Rt.No.1977 General Administration (Spl. {Law & Order}) Department, dated 19.10.2022, are hereby set aside. The respondents are directed to set the detenu *viz.*, T. Raja Singh Lodh @ Raju Singh @ Raja Singh at liberty forthwith, in case he is no longer required in any other criminal case and subject to the following conditions:

- 1) Except Mr. Karuna Sagar, learned counsel, the wife and immediate family members (4) of the detenu, no other person shall be present inside or outside the jail when the detenu is released;
- 2) The detenu shall not participate or hold any celebratory rallies/meetings after his release;
- 3) The detenu shall not give any interviews to any kind of media houses including the print media;



- 4) In future, the detenu shall not make any provocative speeches against any religion or post any derogatory or offensive posts on any social media platforms like Facebook, Twitter, Whatsapp, Youtube, etc.

It is made clear that the above conditions are in addition to the conditions already imposed by the learned XVI Additional Chief Metropolitan Magistrate in Crime No.261 of 2022, dated 23.08.2022.

(Detailed Judgment follows.....)

//TRUE COPY//

SD/-I.NAGALAKSHMI  
DEPUTY REGISTRAR

  
SECTION OFFICER

To

1. XVI Additional Chief Metropolitan Magistrate Nampally Hyderabad.
2. The Principal Secretary General Administration (Spl.(Law and Order) Department, State of Telangana, Secretariat, Hyderabad.
3. The Commissioner of Police (Detention Authority), Hyderabad City, Hyderabad.
4. The Superintendent of Jails, Charlapally Central Prison, Cherlapally, Medchal-Malkajgiri District. **(By Special Messenger)**
5. One CC to Sri P.Shashi Kiran, Advocate [OPUC]
6. Two CCs to Advocate General, High Court for the State of Telangana at Hyderabad (OUT]
7. Two CD Copies
8. One Spare Copy

Kj.  
SB



HIGH COURT

DATED:09/11/2022

ADVANCE ORDER

WP.No.34934 of 2022

ALLOWING THE WRIT PETITION  
WITHOUT COSTS.

PKK  
09/11  
(10)