

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No.: Writ Petition No.2489 of 2026

PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
1)	30.01.2026	<u>SRK, J</u> Notice before admission, returnable in three (3) weeks. Learned Deputy Solicitor General of India takes notice for respondent Nos.1 and 2 and learned Assistant Government Pleader for Home takes notice for respondent Nos.3 and 4 and they seek time to get instructions. Issue notice to respondent No.5. Learned counsel for the petitioners is permitted to take out personal notice to respondent No.5 by Speed Post/RPAD and file proof of service before the Registry within a period of three (3) weeks. Heard learned counsel for the petitioners and learned Assistant Government Pleader for Home. The Writ Petition is filed seeking to declare the action of respondent Nos.1 to 4 in opening and continuing Look-Out Circular against the petitioners herein on the ground that a case in Crime No.343 of 2025 of Kakinada II Town Police Station, under Sections 316(2) and 318(4) read with 3(5) of the Bharatiya Nyaya Sanhita, 2023, has been registered against them, as illegal and	

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		arbitrary. Learned counsel for the petitioners submits that the petitioners are not aware of the fact of registering criminal case and the Look-out Circular that has been issued against them by the respondent authorities and they came to know about the same only when 2nd petitioner, while going to Dubai, was detained by the respondent authorities at Hyderabad International Airport. He further submits that 1st petitioner has business in other countries too and as a part of his business transactions he keeps visiting other countries. He further submits that, on 05.02.2026, 1st petitioner has to travel from Hyderabad to London via Frankfurt and return on 15.02.2026 and the copies of Air tickets are also filed along with the Writ Petition. Learned counsel for the petitioners relied on Order dated 10.4.2025 in WP No.4214 of 2025. Sub-para (L) of the Guidelines on the Look-out Circular issued by the Ministry of Home Affairs, vide OM No.25016/10/2017-Imm (pt), dated 22.02.2021, indicates that Look-Out Circulars could be issued in exceptional cases where the departure of the person concerned will be detrimental to the sovereignty, security and integrity of India or is detrimental to the bilateral	

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		relations with any country or to the strategic and/or economic interests of India or that person may potentially indulge in an act of terrorism or offence against the State, if such person is allowed to leave or where travel ought not be permitted in the larger public interest at any given point of time. Going by the stipulation in the Office Memorandum dated 22.02.2021 issued by the Ministry of Home Affairs, <i>prima facie</i>, petitioners would not in any way come within the purview of the parameters that have been laid down in Sub-para (L) of the Circular. In view of the aforesaid facts and circumstances of the case and since 1st petitioner has to go abroad on his business transactions and the case registered against the petitioners is under Sections 316(2) and 318(4) read with 3(5) of the Bharatiya Nyaya Sanhita, 2023, there shall be interim suspension of Look-out Circular (LOC) issued against the petitioners in connection with Crime No.343 of 2025 of Kakinada II Town Police Station, registered under Sections 316(2) and 318(4) read with 3(5) of the Bharatiya Nyaya Sanhita, 2023, for a period of six (6) weeks. List the matter after three (3) weeks. SRK, J Nsr	

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