

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

**THURSDAY, THE SECOND DAY OF JULY,
TWO THOUSAND AND TWENTY SIX**



:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

AND

THE HONOURABLE SRI JUSTICE SUBHENDU SAMANTA

WP NO: 10999 OF 2026

Between:

Vemagiri Akasham, S/o. Surayya, Aged 53 years, R/o. D.No.10-340,
Santhosh Nagar, Rajamahendravaram Rural, Kolamuru, Konthamuru, East
Godavari District.

...Petitioner

AND

1. The State of Andhra Pradesh, Represented by its Chief Secretary,
Secretariat Buildings, Amaravathi at Velagapudi, Guntur
District.522238.
2. The Collector and District Magistrate, Kakinada, East Godavari District.
533001.
3. The Superintendent of Police, Kakinada, East Godavari District.
533001.
4. The Superintendent, Central Prison, Rajamahendravaram, East
Godavari District. 533106.

...Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue writ order or direction more particularly one in the nature of writ of Habeas Corpus under Article 226 of the constitution of India directing the 4th respondent to produce Vemagiri Harish, who is now detained in Central Prison, Rajamahendravaram, East Godavari District before this Honble Court

and he may be ordered to be released forthwith after declaring his detention vide Ref.No.M1/537737/2025, dt. 17.10.2025, passed by the 2nd respondent which was confirmed by the 1st respondent vide G.O.Rt.No.2352, dt.12.12.2025 General Administration (SC-I) Dept., as illegal and unconstitutional;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier order of the High Court dated 18.06.2026 made herein and upon hearing the arguments of Sri Kadiyam Neelakanteswara Rao, Advocate for the Petitioner and Sri Akula Venkata Sai Jagadesh, learned Assistant Government Pleader appears for respondent Nos.1 to 4, the Court made the following;

ORDER:

On 18.06.2026, the following order was passed:

"Sri Akula Venkata Sai Jagadesh, learned Assistant Government Pleader appears for respondent Nos.1 to 4.

2. The order under challenge in this petition is the order of preventive detention of the son of the petitioner.

3. On 23.04.2026, the following order was passed: "Learned Government Pleader attached to the office of the learned Advocate General takes notice for the official respondents 1 to 4 and requests time for filing counter. List the matter on 18.06.2026."

4. The counter has not been filed.

5. Learned counsel for the respondent Nos.1 to 4 prays for further time to file counter affidavit. He submits that the instructions or the comments has not been received insptie of communication of the order dated 23.04.2026.

6. Almost Eight weeks have passed.

7. The matter pertains to the liberty of an individual. In such matters, the authority shall be prompt in filing the counter affidavit and within the time granted.

8. Post on 02.07.2026.

9. Before the next date of listing the counter shall be filed positively, failing which, respondent No.2 – the Collector & District Magistrate, Kakinada, East Godavari District shall appear before this Court.

10. In addition to the counter affidavit, respondent No.2 - the Collector & District Magistrate, Kakinada, East Godavari District shall file his personal affidavit indicating as to why the counter was not filed within the time granted by this Court by order dated 23.04.2026.

11. Let a copy of this order be sent to the learned Advocate General and to the Collector & District Magistrate, Kakinada, East Godavari District.”

2. There was clear direction to file the counter affidavit before the next date of listing fixing today's date.

3. The counter affidavit has not been filed.

4. The personal affidavit of respondent No.2 in addition to the counter affidavit as was directed vide para-10 has also not been filed.

5. Respondent No.2 has also not present.

6. Post on 03.07.2026.

7. Respondent No.2 shall appear personally.

//TRUE COPY//

SD/- N.SRINIVASA RAO
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Collector and District Magistrate, Kakinada, East Godavari District.

533001. (by **Speed Post** directed to appear before this Court on **03.07.2026**)

2. One CC to Sri. Kadiyam Neelakanteswara Rao, Advocate [OPUC]

3. One CC to Advocate General, High Court of AP [OPUC] (**Special messenger**)

4. Two spare copies

PSR

HIGH COURT

RNT,J

&

SS,J

DATED:02.07.2026.

NOTE: POST ON 03.07.2026.

ORDER

WP.No.10999 of 2026

APPEARANCE

