

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

FRIDAY, THE TWENTY EIGHTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY FIVE

:PRESENT:**THE HONOURABLE MRS JUSTICE SUREPALLI NANDA****WRIT PETITION NO: 2076 OF 2025****Between:**

Perugu Dhurgabavani, W/o. Late Chakrapani

...Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Department of Women and Child Welfare, Secretariat, Hyderabad.
2. The Child Welfare Committee, Rep. by its Chairperson, Alwal, Medchal Malkajgiri District, Telangana State – 500010.
3. Directorate of Women Development and Child Welfare Department, Rep. by its Director, Yosufguda Main Road, Madhura Nagar, Yosufguda, Hyderabad – 500045.
4. The Station House Officer, Medipally Police Station, Medipally, M.M Dist – 501301.
5. Mohammad Anif Gulam Rasool Shaik, R/o. Mahakoliwada Nauma Chowk, Navi Mumbai D2, PIN – 400007.
6. Nazma Mohammad Anif Shaik, R/o. Mahakoliwada Nauma Chowk, Navi Mumbai D2 PIN – 400007.
7. Central Adoption Resource Agency, Ramakrishna Puram, New Delhi PIN – 110054 (Formal Party).

...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 a writ of mandamus by setting aside the order dt. 09.12.2024 and publication dt. 10.12.2024 passed by the office of Respondent No.2 without considering the representation of the Petitioner dt. 31.05.2024, 07.06.2024, 11.12.2024 and 07.01.2025 and declaring the action of the Respondent No.2 as being illegal, arbitrary and violative of Articles 14 and 21 of the Constitution of India.

IA NO: 1 OF 2025:

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed in the writ petition, the High Court may be pleased to direct the 2nd respondent not to give the petitioners adoptive child Perugu Bhavya Sree to others, pending disposal of WP.No.2076 of 2025, on the file of the High Court.

IA NO: 2 OF 2025:

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed in the writ petition, the High Court may be pleased to stay the operation of the publication Dt. 10.12.2024 in respect of the Child Bhavya Shree, pending disposal of WP.No.2076 of 2025, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 27.01.2025 and 04.02.2025 made herein and upon hearing the arguments of M/s. C. RAKEE SRIDHARAN Advocate for the Petitioner and Assistant GP FOR WOMEN DEVELOPMENT AND CHILD WELFARE for the Respondent Nos.1 to 3, the Court made the following.

ORDER:

Learned counsel appearing on behalf of the petitioner is present.

Learned Government Pleader for Women Development and Child Welfare appearing on behalf of the respondent Nos.1 to 3 brings on record the proceedings Lr.No.1959/SARA/2024, dated 28.02.2025 of the Director, WD & CW Department, Telangana State addressed to the petitioner herein and contends that the petitioner had not filed any online application before the CARA and hence, the representation of the petitioner to handover the baby girl Perugu Bhavya Sree cannot be considered since the department should follow the prescribed procedure as per the Regulation 11 of the Adoption Regulations, 2022 and Juvenile Justice (Care and Protection of Children) Act, 2015 (as amended in 2021).

At the request of learned counsel appearing on behalf of the petitioner, list on 04.03.2025.

The interim order granted by this Court on 27.01.2025 shall stand extended till 04.03.2025.

//TRUE COPY//

**SD/-MD.ISMAIL
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to M/s. C. RAKEE SRIDHARAN, Advocate [OPUC].
2. Two CCs to GP FOR WOMEN DEVELOPMENT AND CHILD WELFARE,
High Court for the State of Telangana at Hyderabad [OUT].
3. One spare copy



HIGH COURT

SNJ

DATED:28/02/2025

LIST ON 04.03.2025



ORDER

WP.No.2076 of 2025

INTERIM ORDER EXTENDED