



2025:TSHC:53528-DB
[3491]

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

MONDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

**THE HONOURABLE JUSTICE MOUSHUMI BHATTACHARYA
AND
THE HONOURABLE SRI JUSTICE GADI PRAVEEN KUMAR**

WRIT PETITION NO: 31787 OF 2025

Between:

Smt. Bollineni Krishnaveni, W/o. Bollineni Krishnaiah, D/o B. Vasanthudu, Aged about 40 years, Occ House Wife, R/o. Villa No 35-A, Lalitha Bloom Field, Khajaguda, Hyderabad-Telangana-500008.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Department of Home, Dr.B.R.Ambedkar T.S. Secretariat, Hyderabad.
2. The Commissioner of Police, Cyberabad City, Gachibowli, Cyberabad-Hyderabad.
3. The Commissioner of Police, Hyderabad City, Command Control, Banjara Hills, Hyderabad.
4. The Station House Officer, (The Assistant Commissioner of Police) WCO Team X, Central Crime Station, CCS, DD Hyderabad.
5. The Station House Officer, Raidurgam Police Station, Cyberabad Commisssonerate, Raidurgam, Ranga Reddy District.
6. Mr. Bollineni Krishnaiah, S/o Ramanaiah Naidu, aged about 80 years, Occ Business, R/o.H.No.8-2-546/2, Road No7, BanjaraHills, Hyderabad-Telangana-500034
7. Dr.Venkayalapati HemaMalini, W/o. Dr. Venkayalapati Venkateshwara Prasad Aged about 50 years, Occ Radiologist, R/o.Plot No.179, Road No15, JubileeHills, Hyderabad. Telangana-500034..
8. Dr. Venkayalapati Venkateshwara Prasad, S/o. V. Krishnaiah Naidu, aged about 50 years, Om Pediatrician, R/o. Plot No. 179, Road No 15, Jubilee Hills, Hyderabad, Telangana-500034.
9. B. Sujata, W/o. B.Krishnaiah, aged about 70 years Occ Housewife, R/o.H.No.8-2-546/2, Road No7, Banjara Hills, Hyderabad-Telangana-500034

...RESPONDENTS



2025:TSHC:53528-DB

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, Order or Direction more particularly one in the nature of Writ of HABEAS CORPUS to issue appropriate directions i.e., A) to direct the official respondents to produce the elder daughter of the petitioner namely Bollineni Krishna Vaishnavi, who is in illegal custody and detention in the hands of respondents 7 and 8, and produce before this Honourable Court, B) to direct the official respondents to get the DNA of the B.Krishna Vaishnavi to ascertain that the petitioner's elder daughter from the appropriate medical authority and to produce the same before this Honourable Court.

Counsel for the Petitioner : SRI M.A.SHAKEEL

**Counsel for the Respondents No.1to5 : SRI T.RAVI KUMAR, ASST.GP
rep., THE ADVOCATE GENERAL**

Counsel for the Respondents No.6to9 : SRI PATTABHI VEMULAPATI, Sr.Counsel

The Court made the following: ORDER



**THE HON'BLE JUSTICE MOUSHUMI BHATTACHARYA
AND**

THE HON'BLE JUSTICE GADI PRAVEEN KUMAR

WRIT PETITION NO.31787 OF 2025

Mr. M.A. Shakeel, learned counsel appearing for the petitioner.

Mr. T. Ravi Kumar, the learned Assistant Government Pleader representing the learned Additional Advocate General for the respondent Nos.1 to 5.

Mr. Pattabhi Vemulapati, learned Senior Counsel appearing for the respondent Nos.6 to 9.

ORDER: (Per Hon'ble Justice Moushumi Bhattacharya)

1. The petitioner claims to be the mother of the alleged detainee and seeks production of the alleged detainee who is her daughter/second child, who is illegally detained by the respondent Nos.7 and 8 (relatives of the respondent No.6). The petitioner also claims to be the wife of the respondent No.6.

2. Learned Senior Counsel appearing for the respondent Nos.6 to 9 however submits that the petitioner and the respondent No.6 were in a live-in relationship and the respondent No.6 is presently married to another person.

3. Senior Counsel submits that the petitioner and the respondent No.6 had three children. The first and second child i.e., a boy and a girl (alleged detainee) were voluntarily given by the



petitioner to the respondent No.6. The third child is staying with the petitioner/mother. The male child/first child was brought up by the respondent Nos.6 and 9 and the second child (alleged detainee) was brought up by the respondent Nos.7 and 8.

4. The male child and the alleged detainee have been with the respondent No.6/his relatives since 17 years.

5. The Court is informed that the alleged detainee is now 19 years of age and is a resident of the United States of America (USA), more specifically a student at the Fordham University, in New York City, USA.

6. There are several questions regarding the maintainability of the Writ Petition for Writ of Habeas Corpus. First and foremost, the alleged detainee is an adult who is more than 19 years of age. Hence, the Court can certainly not issue any direction for the production of the alleged detainee since she is capable to decide whether she intends to stay with the petitioner or the respondent Nos.7 and 8. Second, the alleged detainee is presently staying in the USA. Several documents have been placed before us to corroborate this submission. Hence, forcing the alleged detainee to travel to India only for the satisfaction of the petitioner's wish would be unnecessary and unreasonable. Third, the petitioner has also sought for DNA test of



2025:TSHC:53528-DB

the respondent No.6. The Court fails to understand the implication of this prayer, particularly in a Writ of Habeas Corpus. Fourth, the exchange of mails/letters between the petitioner and the alleged detainee would also show that the petitioner has other avenues open to her to persuade the alleged detainee to resume contact with the petitioner.

7. The Writ Petition does not fulfill any of the requirements for issuance of a Writ of Habeas Corpus on the respondents. This is not only a private dispute between the petitioner and the respondent No.6 but also a case where the Court cannot compel an adult person to be produced in Court in a Writ for Habeas Corpus under Article 226 of the Constitution of India.

8. W.P.No.31787 of 2025, along with all connected applications, is accordingly dismissed.

9. There shall be no order as to costs.

//TRUE COPY//

SD/- A.H.S. GOWRI SHANKAR
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Department of Home, Dr.B.R.Ambedkar T.S. Secretariat, State of Telangana, Hyderabad.
2. The Commissioner of Police, Cyberabad City, Gachibowli, Cyberabad-Hyderabad.
3. The Commissioner of Police, Hyderabad City, Command Control, Banjara Hills, Hyderabad.
4. The Station House Officer, (The Assistant Commissioner of Police) WCO Team X, Central Crime Station, CCS, DD Hyderabad.
5. The Station House Officer, Raidurgam Police Station, Cyberabad Commissonerate, Raidurgam, Ranga Reddy District.
6. One CC to SRI M.A.SHAKEEL, Advocate. [OPUC]



2025:TSHC:53528-DB

7. Two CCs to THE ADVOCATE GENERAL, High Court for the State of Telangana at Hyderabad. [OUT]
8. One CC to SRI PATTABHI VEMULAPATI, Advocate. [OPUC]
9. Two CD Copies.

BSK

GJP

NT



2025:TSHC:53528-DB

HIGH COURT

DATED:27/10/2025



ORDER

WP.No.31787 of 2025

**DISMISSING THE WRIT PETITION
WITHOUT COSTS**

12

NT

23/1/26