APHC010461422026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3624]**
(Special Original Jurisdiction)

THURSDAY, THE 1st DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR

WRIT PETITION NO: 25046/2026

Between:

1. KUNAPAREDDY NAVYA RANI, W/O. KUNAPAREDDY CHANDRASEKHAR, OCC HOUSEWIFE, AGED ABOUT 34 YEARS, 7-125, CHINTALA MERAKA, NEAR RAMALAYAM, CHEYYERU AGRAHARAM, CHEYYERU, ANTAVARAM, DR. BR AMBEDKAR KONASEEMA DISTRICT, ANDHRA PRADESH - 533222

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PRINCIPAL SECRETARY, HOME DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATI, ANDHRA PRADESH - 522238.
2. THE DIRECTOR GENERAL OF POLICE, ANDHRA PRADESH, MANGALAGIRI, ANDHRA PRADESH - 522503.
3. THE SUPERINTENDENT OF POLICE, WEST GODAVARI DISTRICT, BHIMAVARAM, ANDHRA PRADESH - 534201.
4. THE DEPUTY SUPERINTENDENT OF POLICE, NARSAPURAM SUB-DIVISION, WEST GODAVARI DISTRICT, ANDHRA PRADESH - 534275.
5. THE STATION HOUSE OFFICER, NARSAPURAM RURAL POLICE STATION, WEST GODAVARI DISTRICT, ANDHRA PRADESH - 534275.
6. KUNAPAREDDY SANJEEV RAO, S/O. SATYANARAYANA, R/O. YERRAMSETTY VANI PALEM, LAKSHMANESWARAM, NARSAPURAM MANDAL, WEST GODAVARI DISTRICT, ANDHRA

PRADESH - 534275.

7. KUNAPAREDDY LAKSHMI PARVATHI, W/O. KUNAPAREDDY SANJEEV RAO, R/O. YERRAMSETTY VANI PALEM, LAKSHMANESWARAM, NARSAPURAM MAN.DAL, WEST GODAVARI DISTRICT, ANDHRA PRADESH - 534275.

...RESPONDENT(S):

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 toIssue a Writ, Order or Direction, more particularly one in the nature of a Writ of Habeas Corpus, directing Respondent Nos.4 and 5, particularly the Station House Officer, Narsapuram Rural Police Station, to trace and produce Kunapareddy Chandrasekhar, S/o. Kunapareddy Sanjeev Rao, husband of the petitioner, before this Hon'ble Court forthwith, wherever he may be found, and to ascertain from him whether he is being illegally or unlawfully detained by Respondent Nos.6 and 7 or any other person A. upon production of the detenu, direct that he be set at liberty forthwith if this Hon'ble Court finds that he is under illegal or unlawful detention, and permit him to exercise his personal liberty and free choice in accordance with law B. direct Respondent Nos.3 to 5 to take immediate and effective steps to ascertain the whereabouts and safety of the detenu and submit a status report before this Hon'ble Court

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased direct Respondent No.5 - the Station House Officer, Narsapuram Rural Police Station - to forthwith take effective steps to trace Kunapareddy Chandrasekhar and produce him before this Hon'ble Court, and to file a status report regarding the steps taken to ascertain his whereabouts and safety pending disposal of the above writ petition

Counsel for the Petitioner:

1. MAKIREDDY MANOJ

Counsel for the Respondent(S):

1. P RAJESH BABU

2. THE ADVOCATE GENERAL

The Court made the following:

ORDER :-*(per Hon'ble Sri Justice Ravi Nath Tilhari)*

This writ petition is filed under Article 226 of the Constitution of India seeking the following relief:-

> *"….to issue a Writ, Order or direction more particularly one in the nature of Writ of* ***Habeas Corpus*** *directing Respondent Nos.4 and 5, particularly the Station House Officer, Narsapuram Rural Police Station, to trace and produce* **Kunapareddy Chandrasekhar***, S/o. Kunapareddy Sanjeev Rao, husband of the petitioner, before this Hon'ble Court forthwith, wherever he may be found, and to ascertain from him whether he is being illegally or unlawfully detained by Respondent Nos.6 and 7 or any other person* ***(A).*** *upon production of the detenu, direct that he be set at liberty forthwith if this Hon'ble Court finds that he is under illegal or unlawful detention, and permit him to exercise his personal liberty and free choice in accordance with law* ***(B).*** *direct Respondent Nos.3 to 5 to take immediate and effective steps to ascertain the whereabouts and safety of the detenu and submit a status report before this Hon'ble Court, and* ***(C)*** *pass such other order or orders…."*

2. Heard Sri Makireddy Manoj, learned counsel for the petitioner, Sri J. Krishna Praneeth, learned Assistant Government Pleader appearing for respondents 1 to 5 and Sri P.Rajesh Babu, learned counsel appearing for respondent Nos.6 & 7.

3. The petitioner is the daughter-in-law of respondent Nos.6 and 7. She has filed this Writ of *Habeas Corpus* seeking a direction to trace her husband, namely, Kunapareddy Chandrasekhar (detenu), who is the son of respondent Nos.6 and 7, stating that he was missing and that his whereabouts were not known to her.

4. Learned counsel for the petitioner submits that though the petitioner lodged a complaint with the police, the same was not registered and, therefore, she sent the complaint through registered post. He submits that, after filing of the writ petition, the missing complaint was registered.

5. Learned Government Pleader appearing for the respondents, referring to the counter affidavit filed by respondent No.5-Station House Officer, submits that the relevant facts are set out in paragraphs 5 and 6 thereof, which read as under:

> *"5. I further submit that on 24.02.2026, the petitioner gave a complaint against respondent Nos.6 and 7 stating that on 12.02.2026, she was molested by respondent No.6. On the next day, when the family members of the petitioner came to the house of respondent No.6 and questioned the same, all of them were attacked with sticks and were threatened with dire consequences. Hence, the petitioner requested to take action against respondent Nos.6 and 7 and others. Basing on the above complaint, FIR No.55/2026, dated 24.02.2026, was registered under Sections 75(1), 118(1) and 115(2) read with Section 3(5) of the BNS on the file of the 5th respondent-Police Station.*
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> *6. I further submit that in both the cases, charge sheets were filed vide C.C.Nos.86 and 87 of 2026 respectively on the file of the Hon'ble Principal Civil Judge-cum-Judicial First Class Magistrate, Narasapuram.*

Thereafter, on 14.03.2026, both the cases were compromised before the Lok Adalat within a month. All the aforesaid facts were suppressed by the petitioner at the time of filing the writ petition."

6. The detenu, namely, Sri Kunapareddy Chandrasekhar, is present before this Court today. He submits that, upon being informed by the Station House Officer, Narsapuram Rural Police Station, West Godavari District, Andhra Pradesh, he appeared before this Court on his own volition. He has been identified by learned counsel for the petitioner as well as by the learned counsel for respondent Nos.6 & 7 by name Sri P.Rajesh Babu.

7. On being questioned, the detenu submits that he is a major and that he voluntarily left the matrimonial home for certain reasons, which need not be adverted to in the present proceedings. He further submits that he is presently residing at Chennai, of his own volition, and is not willing to join the petitioner at present.

8. As the detenu is a major and has expressed his desire not to join the petitioner, no direction can be issued compelling him to join the petitioner.

9. In view of the above, we are of the considered view that the purpose of the present *Habeas Corpus* petition has been served and no further orders are required.

10. The Writ Petition is ***dismissed***, accordingly.

No order as to costs.

As a sequel thereto, miscellaneous petitions, if any pending, shall also stand closed.

RAVI NATH TILHARI, J

ALAPATI GIRIDHAR, J

Date: 01.10.2026
RPD.

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THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI
AND

THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR

(DISMISSED)

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Date: 01.10.2026

RPD.