

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 7TH DAY OF MAY 2002

PRESENT:

THE HON'BLE MR.JUSTICE P. VISHWANATHA SHETTY

AND

THE HON'BLE MR.JUSTICE M.S. RAJENDRA PRASAD

WRIT PETITION NO.47/2002 (HO)

BETWEEN:

Smt. Lalitha,  
Aged about 35 years,  
W/o. Sri. Mahadevappa,  
Residing in the Quarters  
Pipe Factory,  
Near Higeni, Anekal Taluk,  
Bangalore District.

... PETITIONER.

(By Sri. R.B.Deshpande, Adv)

AND:

1. The State of Karnataka,  
By the Director General  
of Police,  
Nrupathunga Road,  
Bangalore.
2. The Commissioner of Police,  
Infantry Road,  
Bangalore.

...2

3. The Inspector of Police,  
J.C. Nagar Police Station,  
J.C. Nagar,  
Bangalore.

4. APSA, Namma Mane  
(Association for promoting  
Social Action),  
Rep. by Mr. Lakshapathy,  
Executive Director,  
No.34, Annasandra Palya,  
Vimanapura,  
Bangalore-560 017.

... RESPONDENTS.

(Sri. Shashidhar Karmadi, GP) for R-1 to R-3)

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This W.P.(HC) filed under Articles 226 and 227 of the Constitution of India praying to issue a Writ of Habeas Corpus directing the 2nd respondent to produce the detenu Kum. Shashikala before the Hon'ble Court and restore the custody to the petitioner forthwith.

This W.P.(HC), coming on for Preliminary hearing this day, VISHWANATHA SHETTY, J., made the following:

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ORDER

Sri. Shashidhar Karmadi, learned Government Pleader, is directed to take notice for respondents No.1 to 3.

2. Sri. R. B. Deshpande, learned counsel, after arguing the matter for considerable length of time, submitted that since he has already moved the learned Magistrate for appropriate reliefs, he may be permitted to withdraw this writ petition, reserving liberty to approach the learned Magistrate.

3. Accordingly, this petition is dismissed as withdrawn. All contentions are left open to be urged before the learned Magistrate.



Sri. Shashidhar Karmadi, learned  
Government Pleader, is permitted to file the  
memo of appearance within four weeks.

Sd/   
Judge

Sd/   
Judge

Bss. 7502