Note on DEPORTATION PROCESS OF FOREIGNERS.

1

OVERSTAY FOREIGNER – TRACED/UNTRACED/LEAVE INDIA NOTICE

- In the first instance, deportation process is necessitated when a Foreign National overstays in violation of VISA norms, secondly if the foreign national is convicted in a Criminal Case.
- In case of Overstay of Foreign National, FRRO issues several reminders, Notices, or even makes Calls to the foreigner concerned to respond to the FRRO.
- Some foreigners usually respond to the notices. They either extend their visa by pay penalty for their over-stay and leaves India.
- In case, the Foreigner fails to respond to the notices of the FRRO, then the FRRO will issue Leave India Notice (LIN) (flag-A) directly to the 1) individual under intimation to the 2) CP, Hyderabad and 3) SHO concerned.
- The Copy marked to the CP Hyderabad is being forwarded to the Special Branch. On receipt of the same, the SB will in turn communicates it to the SHO & DCP concerned with a request to trace the individual and inform if anything comes to notice (flag-B).
- Concerned SHO will cause enquiry of the foreigner, if traced he will be handed over to the FRRO and in turn, the FRRO will deport the Foreigner to his country on exit.
- For instance, in the recent past, FRRO issued a Leave India Notice to one Altyn Kurbanmuradova of Turkmenistan vide file no.4/FRRO/HYD/LR/2022-804, dt.18.5.2022, duly marking a copy to SHO Amberpet PS and CP, Hyderabad. In this regard, SHO traced the Turkmenistan National, served her Leave India Notice and later produced her before FRRO, Hyderabad. Accordingly, the FRRO issued her exit permit, on which she left the country on 06.06.2022 from Hyderabad. These facts were revealed during SB enquiries. Hence, it is to state that there is no major role of SB in Leave India Notice process, as it is being dealt by Local SHOs and with DCsP concerned in coordination with the FRRO, Hyderabad
- In some cases, few foreigners' continue to stay in the country defying the norms. In such scenario, the FRRO will address Movement Restriction Order (MRO) to the Jt. CP, CCS, requesting them to restrict their movement. (as the detention center is running under Jt. CP, CCS, Hyd.)
- In case of absence of any valid documents with the Foreigner, the SHO concerned will write to the Embassy concerned to check and obtain the

documents related to their Nationality, etc and and even offer a visit from an official of the embassy to the arrested/detained foreigner.

- If all the related documents are found genuine, the FRRO will initiate "he process and arranges for deportation, where the Embassy will be bearing all the expenses.
- If embassy is not coming forward, SHO concerned will take NOC/Exit Permit from FRRO for deporting the foreigner at State Govt's exchequer, and arrange for deportation at the discretion of the CP. In this case (overstay without any valid documents) there is no need for deportation orders from the Government.

OVERSTAY FOREIGNER – INVOLVED IN ANY CASE/ILLEGAL ACTIVIES

- The Ministry of Home Affairs, GOI, New Delhi has issued consolidated instructions regarding procedure to be followed for deportation/repatriation vide No.25022/45/2019-F1, dt. 1-7-2019 placed at (flag - I).
- At the second instance, the convicted foreign national to be deported/ repatriated the State Government/ UT, FRRO, FRO concerned may take up the matter of issuance of travel document in favour of foreigner with the MEA, Consular Division, Patiala House Annexe, Tilak Marg, New Delhi, with detailed particulars and photograph of the foreigner well in advance the actual date of completion of sentence and it may be ensure that this process is initiated at least 3 months before completion of sentence.
- If foreigner is not having any relevant documents, SHO will write to embassy concerned for required documents and for Nationality verification.
- FRRO initiates a letter regarding Movement Restriction Order of the foreigner to the concerned CCS DD/SIT and foreigner will be placed at temporary detention center for time being.
- The concerned Embassy will take all initiation in bringing back the foreigner by bearing all expenses i.e., air ticketing, paying overstay expenses, etc. if found genuine. (In case detained foreigner agrees to depart voluntarily (self deport), then he will buy his own ticket. If there is no way to squeeze the fare out of detained foreigner, then government will buy the ticket and will send bill to the detained foreigner.)
- The foreigner division of MHA deals with the reimbursement of expenditure claimed by the State Government for performing agency functions on behalf of the Central Government under the following Acts 1) Foreigner Act, 1946, 2) Passport (Entry into India) Act, 1920, 3) Registration of Foreigners Act 1939 and Citizenship Act, 1955 a relevant copy placed at (flag C)

- A sample copy of the orders of movement restriction and procedure for deportation which is initiated by FRO & Civil Authority Warangal copy placed at (flag - D)
- If embassy denies to take back their citizen, the State Unit IO (Incharge Officer) concerned (i.e, SHO/DCP) have to take initiation to deport the accused by initiating the process of Nationality verification, to obtain NOC from FRRO, a detention and deportation orders from Government.
- In turn, the concerned SHO/I.O, whoever initially apprehended the accused they have to forward the proposal as mentioned above to the CP, Hyderabad requesting to facilitate the same. Subsequently, the CP Hyderabad (M3 Seat) will write to DGP, TS, Hyderabad accordingly.
- > Upon which the DGP, TS, Hyderabad will forward the proposal to Principal Secy. To Government Home (subject being delt in C1 section of DGP Office).
- Further, Secretary to Government Legal Affairs, Legislative Affairs & Justice, of Govt. of Telangana will issue a G.O, granting permission to the Director General of Police, Telangana State, and Hyderabad for detaining the accused and mention the place of prison to detain.
- The entire process of correspondence with regard to detention/deportation is in the line of SHO, CP, Hyderabad, DGP, TS, Hyderabad, Principal Secy., to Govt. and finally Government issues orders which will be communicated vice-versa.

Relevant supporting documents are enclosed herewith for ready reference placed at (flags – E, F & G)

Keeping in view of the above, if approved, we may communicate the list of 19 - foreigners reference received from the FRRO to the concerned DCsP, L&O, Hyderabad directing to take necessary action, to ensure their exit in co-ordination with FRRO, Hyderabad placed at (**flag – H**).

Subject to approval, a draft memo to the DCsP concerned is put up below for favor of approval please.

Addl.DCP (SB) logg for

12 Jt.CP., SB begg/7/m

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No. 4/FRF	RO/HYD/LR/2022- 466	3	Dated: 14.03.2022	

LEAVE INDIA NOTICE

Sub: Issue of Leave India Notice to Al Qasem Jamal Aldeen Ahmed Al Salemi, Yemen national, Passport No. 05618269-reg

You are hereby informed that you have violated the norms of Student Visa by overstaying in India since 31.12.2019. Hence, you are directed to leave India immediately, failing which legal action will be taken against you as per Foreigners Act, 1946 and Foreigners Order, 1948.

Please acknowledge receipt of this notice.

Addl. CP L&O

To,

Mr. Al Qasem Jamal Aldeen Ahmed Al Salemi, H. no. 8-1-398/PM/247, Flat no. 302, Paramount Hills Colony, Tolichowki, Hyderabad, Telangana-500008.

Contact Nos.: 6302147003, 20194444

Copy to:-

 The Commissioner of Police Hyderabad.

2) The SHO, PS – Banjara Hills Hyderabad.

Addi. Commissioner of Police, L&O, Hyderabarl City Camp Office of Jt. CP, SB, Hyd Received 22/03/22 Despatched 22/03/22 No: 591 Jt. CPISB-0-V

FRRO, Hyderabad

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p Office of the C.P. Hyd. Desperched on 10. 10218 Jau 12 diantis FOREIGNERS REGIONAL REGISTRATION OFFICE BOI, MHA, GOI, SVP OCR COMPLEX, SHAMSHABAD, **HYDERABAD** No. 4/FRRO/HYD/LR/2022- 466 Dated: 14.03.2022

LEAVE INDIA NOTICE

Sub: Issue of Leave India Notice to Al Qasem Jamal Aldeen Ahmed Al Salemi, Yemen national, Passport No. 05618269-reg

You are hereby informed that you have violated the norms of Student Visa by overstaying in India since 31.12.2019. Hence, you are directed to leave India immediately, failing which legal action will be taken against you as per Foreigners Act, 1946 and Foreigners Order, 1948.

Please acknowledge receipt of this notice.

Addl. CP L&C

Το,

Mr. Al Qasem Jamal Aldeen Ahmed Al Salemi, H. no. 8-1-398/PM/247, Flat no. 302, Paramount Hills Colony, Tolichowki, Hyderabad, Telangana-500008. Contact Nos.: 6302147003, 2019444

Copy to:-

- (1) The Commissioner of Police Hyderabad.
- 2) The SHO, PS - Banjara Hills Hyderabad.

Addi. Commissioner of Police, L&O, Camp Office of Jt. CP, SB, Hyd Received. 22/03/22

2640, Sanjore Hills PS. B- Infor hills PS. Shouthand

FRRO, Hyderabad

SB(I).No.89/F2/2022, Dt.23.03.2022

Copy communicated to the ACP, West Zone, SB, Hyderabad with a request to conduct enquiry of the above individual and stay particulars and submit a report by return signal.

for Jt. Commissioner of Police, Special Branch, Hyderabad

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HAT SO/REL/MEA/MECO-II	No. 20022/06/2005-Imm. (part)
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Pringipal Secretaries (Home) / Home Secretaries of all State Governments/UT Administrations.

Subject: Reimbursement of expenditure incurred by the State Governments/UTs for performing agency functions on behalf of Central Government.

Sir,

Kindly refer to this Ministry's letter of even No. dated 23.08.2010, 12.05.2011 & 25.10.2011 on the subject cited above.

2. This is regarding reimbursement claims on the subject mentioned above. The functions of the Central Government under the Foreigners Act 1946, Passport (Entry into India) Act, 1920 and the Registration of Foreigners Act 1939 and the rules and orders framed under these enactments have been entrusted to the State Governments/UTs with their prior consent under Articles 258/239 of the Constitution of India. The Foreigners Division of Ministry of Home Affairs deals with reimbursement of expenditure claimed by the State Government for performing agency functions on behalf of the Central Government under the following Acts:

- i) Foreigners Act, 1946;
- ii) Passport (Entry into India) Act, 1920;
- iii) Registration of Foreigners Act 1939 and

10

iv) Citizenship Act, 1955

3. Initially, the State Government/UT incur the expenditure and subsequently claim reimbursement of the expenditure incurred by them for performing the agency functions on behalf of the Central Government. Reimbursements are made by the Central Government for claims which are duly accompanied by Audit / Utilization Certificates issued by the concerned Accountant General of the State.

4. Reimbursement to States/UTs is done under the Major Head 3601-Grants in aid to the State Governments/UTs under the Sanctioned Budget Grant of Ministry of Home Affairs. The expenditure is incurred under the following three sub-heads under the above mentioned Major Head:

.2.

- i) Other Acts and Regulations
- ii) Registration and Surveillance of Foreigners
- iii) Administration of Citizenship Act

5. Under 'Other Acts and Regulations; reimbursements to State Governments/UTs are made on the establishment of the office and staff in the State Secretariat who are performing duties relating to the three enactments mentioned in para 1 above, viz. Foreigners Act, 1946, Passport (Entry into India) Act, 1920 and the Registration of Foreigners Act, 1939. Under 'registration and Surveillance of Foreigners', reimbursements for expenditure incurred at the field levels under these enactments are made. Further, under the sub-head 'Administration of Citizenship Act', expenditure incurred on matters related to grant of citizenship are considered for reimbursement.

6. It has been observed that some State Governments/UTs are irregular in sending their proposals for re-imbursements. Some states do not send reimbursement claims at all while some states bunch the claims of a few financial years and send these claims together at a time. There are also instances wherein reimbursement claims for small amounts (say, for deportation of a foreigner) are received piecemeal. The reimbursement claim for a particular financial year should be comprehensive including all the expenditure incurred by the concerned state in performing agency functions.

7. State Governments/UTs are requested to submit reimbursement proposals along with Audit Certificates and with proper justification in respect of the expenditure incurred by the State Government for performing agency function of Central Government for further processing of the proposal.

Yours faithfully,

unterme

(V. Vumlumnang) Joint Secretary (Foreigners) Ph: 011-23438034 Fax: 011-23438033

Dated: 00.00.0000

Foreigners Registration Officer & Civil Authority Warangal

ORDER

I, (Name of the FRO), Foreigners Registration Officer & Civil Authority, Warangal in pursuance of Government of India Gazette Notification S.O.234(E) by sub-rule (1) of rule 3 of the Registration of Foreigners Rules 1992 and in exercise of powers conferred by Sub-Sec (2)(c) of section 3 of the Foreigners Act 1946, hereby impose the following restriction under Para 11 (2) of the Foreigners Order 1948 on Mr. (Name of the foreigner), (nationality), holding Passport No: 000000 valid till 00.00.0000.

(Reason for issuing MRO)

The above named foreigner shall not move out of the premises of (Name of the Detention Center) as there is likelihood that he may go underground or indulge in undesirable activities detrimental to national security. Non-compliance of this order shall render him liable for prosecution under Section 14 of Foreigners Act, 1946.

(Name of the FRO) Foreigners Registration Officer & Civil Authority Warangal

To The I/C, Detention Center

Sir,

You are requested to kindly enforce the restriction order on the above said foreigner and to kindly ensure the safety and security of the foreigner till his deportation.

> (Name of the FRO) Foreigners Registration Officer & Civil Authority Warangal

No. -



No. 3/FRRO/ HYD/LR/Misc/ 2022- (2) Foreigners Regional Registration Office Bureau of Immigration, Government of India, Hyderabad–501218

Date: 13.01.2022

Smt. Malika Garg, IPS., Superintendent of Police, Prakasam District, Andhra Pradesh.

Madam,

To

Sub: Instructions for deportation of British national namely Mr.Anthony Gerald Pike -reg.

Ref No: Your letter No.C.No.45/SB-VII/SP/2021 dated 04.01.2022.

With reference to the subject cited above, it is informed that according to the para 3.1 of the MHA guidelines on the deportation/repatriation of foreign national issued vide No.25022/19/2014-F.I dated 24.04.2014, in all cases where the foreigner is arrested and action is taken under the relevant Acts, the foreigner is deported only after competition of the sentence/court proceedings. In such cases, the foreigner can be deported by the State Government/UT Administration/FRRO/FRO concerned immediately on completion of the sentence/court proceedings, if he/she has a valid travel document/passport and subject to no other court case pending against him/her and there is nothing adverse him/her.

In this regard, the following procedure is to be adopted before deporting the foreigner.

- 1. Possession of Valid original Passport.
- 2. NOC to be taken from all FRROs/FROs in India in deporting the foreigner.
- 3. Concerned air lines may be intimated about the deportation and obtain OK to Board from the airlines. (specimen copy enclosed)

- 4. Intimation to concerned ICP regarding the deportation along with escort
- 5. Intimation to concerned Commandant/OPS, CISF, Airport concerned.
- 6. Travel ticket (Economy Class).
- 7. Deportation order (Specimen copy enclosed) 8. Emergency Exit Permit. (to be granted by concerned FRO in e-FRRO

This is for your kind information and necessary action, please.

FRRO

Encl: As stated

Email

Subject: Deportation of the foreigner namely XXXX, a XXXX national.

To: XXXX Airways (e-mail id of airlines)

Dear Sir/Madam,

It is informed that one foreigner namely Mr. XXXX , a XXXX national, holding Passport No. XXXX valid till XXXX is scheduled to be deported back to his native country XXXX on XXXX by flight No. XXXX of airlines name at XXXX hrs departing from XXXX to XXXX.

Gist of the deportation case

In this regard, it is requested that, necessary security clearance/OKTB may please be accorded in order to deport the foreigner.

FRO

Enclosed: PP Copy, Travel Ticket.

Email

TO : ICP concerned (FRRO concerned)

FROM : FRO, Prakasam

No.XXXXX

Dated: XXXXX

Sub: Deportation of one foreigner Mr. XXXXXXX, XXXX national.

It is informed that the following foreigner is scheduled to be deported on XXX by flight no XXXXX of XXXX Airways at XXXX departing from XXXX to XXXX.

SI No.	Name of the Foreigner	Nationality	Passport No.	
01	XXXXXXX	XXXXXXX	XXXXXXX	

The said deportee would travel from XXXXXXX to XXXXXXX. The following XXXXXXX State Police personnel will be escorting the deportee and will be handing over the foreigner for smooth deportation.

1) XXXXXXX (Contact No.) 2 XXXXXXX (Contact No)

This is for your information and necessary action please.

Encl.: Copy of PP/ETD and travel ticket.

FRO

URGENT

Email

TO : The Commandant/OPS, CISF, Airport concerned

FROM : FRO, Prakasam

No.XXXXX -

DATED: XXXXX

Sub: Deportation of one foreigner Mr. XXXXX, XXXXX national.

It is informed that the following foreigner is scheduled to be deported on XXXXX by flight no XXXXX of XXXXX Airways at XXXXX hrs departing from XXXXX to XXXXX.

SI No.	Name of the Foreigner	Nationality	PP No.
01	XXXXX XXXXX	XXXXX	XXXXX

The said deportee would travel from XXXXX to XXXXX. The following XXXXX State Police personnel will be escorting the deportee and will be handing over the foreigner for smooth deportation.

- 1) XXXXX (contact No.)
- 2) XXXXX (contact No)

In view of the above, it is requested that the necessary security personnel may be deployed for smooth deportation of the foreigner.

FRO

Dated: XXX

No. XXX -

e

From: - FRO, Prakasam

To :- The Station Manager, XXXXX Airways Airport concerned

Name: -	XXXXXXXXXX
Date of Birth: -	XXXXXXXXX
Nationality: -	XXXXXXXXX

Mr. XXXXXXX, a XXXXXX national, holding passport No,XXXXX valid till XXXX entered India on XXXXX on the strength of Student Visa (No. XXXXX). The foreigner was convicted and competed the sentence period in Cr. No.XXXXXX.

The carrier is instructed to take him out of the territory of this state by flight No XXXX of XXX Airways departing from XXX to XXXX on XXXXX at XXX hrs.

As per the Annexure-9 of the Convention on the International Civil Aviation, the state is invited to accept the foreigner for further necessary action at their end.

Foreigners Registration Officer

(This is not an identification document)

GOVERNMENT OF TELENGANA (POLICE DEPARTMENT)

Office of the, Asst. Commissioner of Police, Special Investigation Team, Hyderabad City.

Date: 21.12.2020.

No.: 35-25-, ICR/ACP-SIT/HYD

The Jt. Commissioner of Police, Detective Department, Hyderabad City.

Sir,

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To

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Sub: MYANMAR NATIONALS – Request to address a letter to the Commissioner of Police, Hyderabad City for **deportation orders and detention orders** from the Secretary to the Government, Passport (Home) Department, Telangana State against Foreign Nationals in the event of disposal of the case in the court of law – Submission - Reg.

/ Through proper channel /

- Ref: 1. Cr No 213 / 2015 U/s 370, 466, 468, 471, 473, 474, r/w 109 IPC Section 12(1) (b) (d) Passport Act 1967, Section 14 (A) (B) (C) of Foreigners Act, 1946, Sec.16, 18, 18 (A), 18 (B) of Unlawful Activities (Prevention) Act 1967 Amended Act 2012, Section 10 & 24 of Emigration Act, 1983 and Section 3 of Passport Re-entry Act, 1920 of CCS/DD, Hyderabad.
 - Oral instructions of the officer in connection with deportation and detention orders vide file No.Cr/R3/1338/DD/2020 date:15.09.2020 of the Jt.CP., D.D., Hyderabad.

This is a case of receiving and harboring the illegal immigrants of Bangladesh, Myanmar etc and arranging ID proofs like Voter Cards, Aadhar cards by fraudulent means and indoctrinating them with the ideology of banned terrorist organizations of Harkath-ul-Jehad Al Islami (HuJI) etc and arranging Indian passports, by furnishing false information and by using ID proofs like Adhar Card, Voter Card etc to those illegal immigrants of Bangladesh, Myanmar etc., in order to send them to abroad for furtherance of unlawful activities in the guise of Job visas.

Facts of the case are that on 14-08-2015 at 0230 hours Sri T.Sukhdev Singh, Inspector of Police, South Zone Task Force, Hyderabad has lodged a complaint at Central Crime Station, Hyderabad stated that on 13.08.2015 at about 1400 hrs, he received a credible information that one person by name Masood Ali Khan, aged about 55 years, R/o.Chanchalguda, Hyderabad is arranging Indian passports fraudulently to illegal immigrants of Bangladesh, Myanmar, etc at his shop bearing premises No.17-8-778, Chanchalguda, Hyderabad styled as Xerox and Passport Online centre (M.M. Point), Chanchalguda, Hyderabad by furnishing false information, either by showing his own residential address or some fake addresses in order to facilitate them to go abroad for furtherance of unlawful activities of banned terrorist organizations like HuJI etc and also harboring such illegal immigrants in his residence etc.

Basing on the above information, he conducted raid the shop styled as Xerox & Passport online Center (MM Point) bearing premises No.17-8-778, Chanchalguda, Hyderabad along with staff and drafted search proceedings U/s 165 Cr.P.C. in the presence of panchas. During raid A.1: Mohammed Nasir @ Nasir, A.2:Masood Ali Khan and A.3: Sohail Parvez Khan @ Sohail @ Parvez were found preset in said shop. He interrogated the accused A.1 to A.3 and recorded their confessional statements separately and selzed incriminating material from their possession in said shop.

Further it is also requested to address a letter for the tion orders' from the Secretary to the Government, Passport (Home) Department, Telangana State against the accused persons A1: Mohammed Nasir S/o Late Mohd Gohar Miya aged 44 years native of Pakistan (Bangladesh National by birth) A.4: Faisal Mahamoud @ Faizal S/o Mhd Ismail age 24 years N/o East Gatia Danga(V), Noluwa (PO) Sathknia Thana, Chittagang State, Bangladesh A5: Joynal Abedin @ Mohd Osman @ Joynal S/o Kabeer Ahmed age 30 years N/o Jaliya Falong , Purba Sonar Pada (V), Inani (PO), Ukia Thana, Coxbazar Dist, Chsittagang State, Bangladesh, A.6:Zia Ur Rahman @ Zia S/o Syed Nood age 18 years N/o Myanmar (Burma) A7: Shaik Noor @ Noor Ul Haq @ Noor s/o Late Shaik Kasim age: 62 years N/o.Myanmar and A8: Shaik Mohammed Hashem @ Shaik Anwar @ Ameer Shaik S/o.late Mohammed Shaik Kaseem , age.40 years N/o. Myanmar to deport them from the country in Cr.No.213/2015 of CCS/DD, Hyderabad as per law.

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Yours faithfully

ã. nzarogar SHWARLU) (P.VENKATE Asst. Commissioner of Police, Special Investigation Team, Hyderabad City.

Enclosures; 1. FIR copy.

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2. Confessional statement of the accused.

2. Contessional statement of the states of t



GOVERNMENTOF TELANGANA (POLICE DEPARTMENT)

(49) Office of the Jt.Commissioner of Police, 30 10-1 2010 Detective Department, Hyd. Date: 24 -12-2020.

No. Cr/R3/2337/DD/2020 To The Commissioner of Police, Hyderabad City. Sir.

A.

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// Through: The Addl.Commissioner of Police, Cr. & SIT, Hyd //

Sub:- City Police, D.D., Hyd - Request to address a letter to the Secretary to the Government, Passport (Home) Department, Secretariat, Telangana State with a request for 'Deportation orders' against the accused persons foreign nationals and 'Detention Orders' till finalisation of case - Reg.

Ref:- 1. G.O.Rt.No.134, Law (LA, L.A.&J-Home-Courts.B) Department, dt. 28-2-2015 of Secretary to Govt. Legal Affairs, Legislative

Affairs, & Justice, Govt. of TS. 2. G.O.Rt.No.289, Law (LA, LA&J-Home – Courts.B) Department, , dt. 14-05-2019 of Govt. of Telangana.

- 3. Cr. No: 213/2015 U/s 370, 466, 468, 471, 473, 474, r/w 109 IPC Sec. 12(1) (b) (d) Passport Act 1967, Sec. 14 (A) (B) (C) of
- Foreigners Act, 1946, Sec. 16, 18, 18 (A), 18 (B) of Unlawful Activities (Prevention) Act 1967 Amended Act 2012, Sec.10 & 24 of Emigration Act, 1983 and Sec.3 of Passport Re-entry Act, 1920 of SIT CCS, Hyd.
- 4. Letter No. 365/CR/ACP-SIT/2020 dated 21-12-2020 of the Asst. Commissioner of Police, SIT, Hyderabad.
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With reference to the subject cited, it is to state that this is a case of receiving and harboring the illegal immigrants of Bangladesh & Myanmar nationals and arranging ID proofs like Voter Cards, Aadhar Cards by fraudulent means and indoctrinating them with ideology of banned terrorist organizations of Harkathu-ul-Jehad As Islami(Huji) etc., and arranging Indian Passports by furnishing false information and by using ID proofs to the illegal immigrants in order to send them abroad for furtherance of unlawful activities in the guise of Job Visas.

The brief facts of the case are, on 14-08-2015 during the raid A.1: Mohammed Nasir @ Nasir, A.2: Masood Ali Khan and A.3: Sohail Parvez Khan @ Sohail @ Parvez were apprehended from the shop and incriminating material was seized from their possession. On confession of A.2 Masood, a raid was conducted at his house and 3 illegal immigrants viz A.4:Faizal Mahmoud @ Faizal, A.5:Joynal Abedin both are Bangladesh nationals and A.6: Zia Ur Rehman @ Zia Native of Myanmar were apprehended and incriminating materials connected to the offence was seized from their possession. On the complaint of Sri T.Sukhdev Singh, Inspector of Police, South.Zone Task Force, Hyderabad a case in Cr No. 213/2015 U/s 370, 466, 468, 471, 473, 474, r/w 109 IPC Sec.12(1) (b) (d) Passport Act 1967, Sec.14 (A) (B) (C) of Foreigners Act, 1946, Sec. 16, 18, 18 (A), 18 (B) of Unlawful Activities (Prevention) Act 1967 Amended Act 2012, Sec.10 & 24 of Emigration Act, 1983 and Sec.3 of Passport Re-entry Act, 1920 was registered at CCS/SIT, Hyderabad. The accused A.1 to A.6 were arrested and sent

Cont., 2

for judicial custody. While efforts are in progress to arrest the remaining accused, persons, the accused A7:Shaik Noor @ Noor UI Haq @ Noor was arrested by Crime Branch Police, New Delhi U/s 41 (1) (b a) Cr.PC and brought from New Delhi on transit warrant, and produced before the Hon'ble XII ACMM Court and sent him for Judicial custody. Subsequently, the accused A.8:Shaik Mohammed Hashem @ Shaik Anwar @ Ameer Shaik and A.9:Alim UI Islam Mandal were arrested respectively and incriminating evidence seized from their possession connected to this case.

Thus, the evidence collected it is established that the accused A.1 and A.4 to A.8 have committed the offence punishable under section 420 IPC, Sec.12(1) (b)Passport Act-1967, Section 14 (A)(B)(C) of Foreigners Act-1946 Section 16, 18, 18 (A), 18 (B) of Unlawful Activities (Prevention) Act 1967 Amended Act 2012, Sec.10 & 24 of Emigration Act, 1983 and Section 3 of Passport entry Act, 1920

In this connection it is to submit that a similar orders were issued vide reference 1st cited, wherein the Commisisoner of Police, Hyderabad has requested the Government to issue necessary orders for detaining the accused A2 Pakistani National Sher Ali Keswani in Central Prison, Cherlapally, Hyderabad, subject to the outcome of the Judgement of the Hon'ble I AMSJ Court, Hyderabad in SC.No.649/2013 and further stated that if he is acquitted in the said case he has to be detained till the deportation process is completed. The Governemnt was pleased to issue order accordingly.

Therefore, it is requested that the Secretary to the Government, Passport (Home) Department, Secretariat, Telangana State may be addressed with a request for 'deportation orders' of the accused persons A1: Mohammed Nasir S/o Late Mohd Gohar Miya native of Pakistan (Bangladesh National by birth) A.4: Faisal Mahamoud @ Faizal S/o Mohd N/o Bangladesh A5: Joynal Abedin @ Mohd Osman @ Joynal S/o Kabeer Ahmed N/o Bangladesh, A.6:Zia Ur Rahman @ Zia S/o Syed Nood N/o Myanmar (Burma) A7: Shaik Noor @ Noor UI Haq @ Noor s/o Late Shaik Kasim N/o.Myanmar and A8: Shaik Mohammed Hashem @ Shaik Anwar @ Ameer Shaik S/o.late Mohammed Shaik Kaseem N/o. Myanmar In the event of disposal of the case in the court of law in Cr.No. 213/2015 of CCS/SIT, Hyderabad and for detention orders for the above nationals in one of the prisons of the government till the case is finalized.

The report of the Asst.Commissioner of Police, SIT, Hyderabad vide reference 4th cited is enclosed herewith.

Yours faithfully, Jt. Commissioner of Police, Detective Department, Hyd.

Copy to the Asst. Commissioner of Police, SIT, CCS, DD, Hyderabad.

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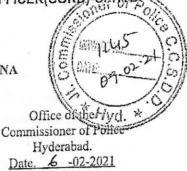
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File No.HCP/M/M3/0028/2021-ADMINSTRATIVE OFFICER(CORD)=CPHYD



accused

GOVERNMENTOF TELANGANA (POLICE DEPARTMENT)



No.HCP/M/M3/0028 /2021

To The Director General of Police, Telangana State, Hyderabad.

Sir,

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05/23

Hyderabad City Police - Request to address a letter the Government with a Sub:request for 'Deportation orders' against the accused persons foreign nationals and 'Detention Orders' till finalization of case - Regarding. 1. G.O.Rt.No.134, Law (LA, L.A.&J-Home-Courts.B) Department, dtd.

28-2-2015 of Secretary to Govt. Legal Affairs, Affairs, & Justice, Govt. of

Ref:-

TS. 2. G.O.Rt.No.289, Law (LA, LA&J-Home -Courts.B) Department, dtd. 14-05-2019 of Govt. of Telangana State. 3. Cr. No: 213/2015 U/s 370, 466, 468, 471, 473, 474, r/w 109 IPC Sec.12(1) (b) (d) Passport Act 1967, Sec.14 (A) (B) (C) of Foreigners Act, 1946, Sec.16, 18, 18 (A), 18 (B) of Unlawful Activities (Prevention) Act 1967 Amended Act 2012, Sec. 10 & 24 of Emigration Act, 1983 and Sec.3 of Passport Re-entry Act, 1920 of SIT CCS, Hyd. 4. Letter No. 365/CR/ACP-SIT/2020 dated 21-12-2020 of the Asst. Commissioner of Police, SIT, Hyderabad. 5. Lr.No.Cr/R3/2337/DD/2020, dated.24-12-2020 of Jt.CP, DD, Hyderabad.

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With reference to the subject cited, it is to submit that the Jt.Commissioner of Police, DD, Hyderabad has requested to accord permission for 'Deportation orders' of the accused persons A1: Mohammed Nasir S/o Late Mohd Gohar Miya native of Pakistan (Bangladesh National by birth) A.4: Faisal Mahamoud @ Faizal S/o Mohd N/o Bangladesh A5: Joynal Abedin @ Mohd Osman @ Joynal S/o Kabeer Ahmed N/o Bangladesh, A.6:Zia Ur Rahman @ Zia S/o Syed Nood N/o Myanmar (Burma) A7: Shaik Noor @ Noor Ul Haq @ Noor s/o Late Shaik Kasim N/o.Myanmar and A8: Shaik Mohammed Hashem @ Shaik Anwar @ Ameer Shaik S/o.late Mohammed Shaik Kaseem N/o. Myanmar in the event of disposal of the case in the court of law in Cr.No. 213/2015 of CCS/SIT, Hyderabad and for att: 10-02-2021

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'Detention Orders' for the above nationals in one of the prisons of the government till the finalization of the case vide reference 5th cited.

In this connection, it is to submit that, this is a case of receiving and harboring the illegal immigrants of Bangladesh & Myanmar nationals and arranging ID proofs like Voter Cards, Aadhar Cards by fraudulent means and indoctrinating them with ideology of banned terrorist organizations of Harkathu-ul-Jehad As Islami(Huji) etc., and arranging Indian Passports by furnishing false information and by using ID proofs to the illegal immigrants in order to send them abroad for furtherance of unlawful activities in the guise of Job Visas.

The brief facts of the case are, on 14-08-2015 during the raid A.1: Mohammed Nasir @ Nasir, A.2:Masood Ali Khan and A.3: Sohail Parvez Khan @ Sohail @ Parvez were apprehended from the shop and incriminating material was seized from their possession. On confession of A.2 Masood, a raid was conducted at his house and 3 illegal immigrants viz A.4: Faizal Mahmoud @ Faizal, A.5: Joynal Abedin both are Bangladesh nationals and A.6: Zia Ur Rehman @ Zia Native of Myanmar were apprehended and incriminating materials connected to the offence was seized from their possession. On the complaint of Sri T.Sukhdev Singh, Inspector of Police, South Zone Task Force, Hyderabad a case in Cr No. 213/2015 U/s 370, 466, 468, 471, 473, 474, r/w 109 IPC Sec.12(1) (b) (d) Passport Act 1967, Sec.14 (A) (B) (C) of Foreigners Act, 1946, Sec.16, 18, 18 (A), 18 (B) of Unlawful Activities. (Prevention) Act 1967 Amended Act 2012, Sec.10 & 24 of Emigration Act, 1983 and Sec.3 of Passport Re-entry Act, 1920 was registered at CCS/SIT, Hyderabad. The accused A.1 to A.6 were arrested and sent for judicial custody. While efforts are in progress to arrest the remaining accused persons, the accused A7:Shaik Noor @ Noor Ul Haq @ Noor was arrested by Crime Branch Police, New Delhi U/s 41 (1) (b a) Cr.PC and brought from New Delhi on transit warrant and produced before the Hon'ble XII ACMM Court and sent him for Judicial custody. Subsequently, the accused A.8:Shaik Mohammed Hashem @ Shaik Anwar @ Ameer Shaik and A.9: Alim UI Islam Mandal were arrested respectively and incriminating evidence seized from their possession connected to this case.

Thus, the evidence collected it is established that the accused A.1 and A.4 to A.8 have committed the offence punishable under section 420 IPC, Scc.12(1) (b)Passport Act-1967, Section 14 (A)(B)(C) of Foreigners Act-1946 Section 16, 18, 18 (A), 18 (B) of Unlawful

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File No.HCP/M/M3/0028/2021-ADMINSTRATIVE OFFICER(CORD)-CPHYD

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Activities (Prevention) Act 1967 Amended Act 2012, Sec.10 & 24 of Emigration Act, 1983 and Section 3 of Passport entry Act, 1920

It is to submit that, a similar orders were issued by the Government vide reference 1st cited for detaining the accused A2 Pakistani National Sher Ali Keswani in Central Prison, Cherlapally, Hyderabad, subject to the outcome of the Judgement of the Hon'ble I AMSJ Court, Hyderabad in SC.No.649/2013 and further stated that if he is acquitted in the said case he has to be detained till the deportation process is completed.

Therefore, it is requested to kindly address a letter to Government with a request to accord permission for 'Deportation orders' of the accused persons A1: Mohammed Nasir S/o Late Mohd Gohar Miya native of Pakistan (Bangladesh National by birth) A.4: Faisal Mahamoud @ Faizal S/o Mohd N/o Bangladesh A5: Joynal Abedin @ Mohd Osman @ Joynal S/o Kabeer Ahmed N/o Bangladesh, A.6:Zia Ur Rahman @ Zia S/o Syed Nood N/o Myanmar (Burma) A7: Shaik Noor @ Noor Ul Haq @ Noor s/o Late Shaik Kasim N/o.Myanmar and A8: Shaik Mohammed Hashem @ Shaik Anwar @ Ameer Shaik S/o.late Mohammed Shaik Kaseem N/o. Myanmar in the event of disposal of the case in the court of law in Cr.No. 213/2015 of CCS/SIT, Hyderabad and for 'Detention Orders' for the above nationals in one of the prisons of the government till the case is finalized.

The report of the Jt.Commissioner of Police, DD, Hyderabad along with its enclosures are sent herewith.

Early orders are requested in this matter.

Encl: (as above)

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Yours faithfully,

Signed by Shikha Goel Date: 06-02-2021 17:24:23 Reason: Approved for Commissioner of Police, Hyderabad.

Copy to the Jt. Commissioner of Police, DD, Hyderabad for information.

GOVERNMENT OF TELANGANA ABSTRACT

Home (Courts.B) Department - Permission to the Director General of Police, Telangana State, Hyderabad for detaining the accused A1 Abdul Aziz S/o Abu Sidhiq of Myanmar National in Central Prison, Cherlapally till his deportation to Myanmar- Sanctioned - Orders - Issued.

	LAW (LA,	LA&J-HOME-COURTS.B)	DEPARTMENT
).Rt.No.593			Dated:29.10.2021
			Read:-

From the Director General of Police, Telangana State, Hyderabad, Rc.No.1326/Č1/TS/2021, dated: 06-03-2021.

\$\$\$

ORDER:

Whereas, the Director General of Police, Telangana State, Hyderabad in the reference read above has informed that Myanmar National A1 Abdul Aziz S/o Abu Sidhiq of Myanmar National arrested by Kanchanbagh PS, Hyderabad in Crime No. 127/2019, U/sec. 420, 468, 471 of IPC, and sec.14 (C) of Foreigner Act, 1946 and accused was produced before the Hon'ble VII Additional Chief Metropolitan Magistrate Court, Hyderabad and sent for judicial custody. Later case was transferred and re-registered in Cr.No147/2019, U/sec. 420, 468, 471 of IPC, and sec.14 (C) of Foreigner Act, 1946 at CCS/SIT Hyderabad.

2. And whereas, the Director General of Police, Telangana State, Hyderabad has requested the Government to issue necessary orders for detaining the accused A1 Abdul Aziz S/o Abu Sidhiq of Myanmar National in Central Prison, Cherlapally, Hyderabad, subject to the outcome of the Judgment of the Hon'ble XII Additional Chief Metropolitan Magistrate Court, Nampally, Hyderabad and further stated that if he is acquitted in the said case he has to be detained till the deportation process is completed.

3. Now therefore, in exercise of the powers conferred by clause (e) of subsection (2) of section 3 of the Foreigners Act, 1946 (Act No.31 of 1946) read with the Government of India Notification No. 4/3/56 (1) F.I. dated: 19-04-1958, Government after careful examination of the matter hereby permit the Director General of Police, Telangana State, Hyderabad to detain A1 Abdul Aziz S/o Abu Sidhiq of Myanmar National at Central Prison, Cherlapally, R.R. District under proper security till his deportation process is completed.

4. The Director General of Police, Telangana State, Hyderabad shall take necessary action accordingly and intimate as and when the deportation process of the accused A1 Abdul Aziz S/o Abu Sidhiq of Myanmar National is completed, to the Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

A.SANTHOSH REDDY SECRETARY TO GOVERNMENT LEGAL AFFAIRS, LEGISLATIVE AFFAIRS & JUSTICE

To

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The Director General of Police, Telangana State, Hyderabad. <u>Copy to:</u> The P.S. to Prl.Secretary to Government.(Home) The Law Department. St/Sc.

// FORWARDED :: BY ORDER //

diverse mana SECTION OFFICER

No. 25022/45/2019- F.I Government of India Ministry of Home Affairs (Foreigners Division)

Major Dhyan Chand National Stadium, India Gate Circle, New Delhi-110002,

Dated the 1st July, 2019

To

- (1) Principal Secretary (Home) of all State Governments/ Union Territory Administrations
- (2) DGPs of all States/ UTs
- (3) FRROs Delhi, Mumbai, Chennai, Kolkata, Amritsar, Bangalore, Hyderabad, Kochi, Thiruvananthapuram, Calicut, Goa, Lucknow and Ahmedabad.

Sub: Consolidated instructions regarding procedure to be followed for deportation/ repatriation of a foreign national

Sir,

I am directed to refer to this Ministry's letter No.25022/19/2014-F.1 dated 24/29.04.2014 on the above mentioned subject and to say that in para 3.1 of this letter, it has been provided that in case the foreign national to be deported/ repatriated does not have a valid travel document/ passport, the State Government/ UT Administration/FRRO/FRO concerned may take up the matter regarding issuance of travel document in favour of the foreigner with the Ministry of External Affairs (Consular Division) with detailed particulars and photograph of the said foreigner well before the actual date of completion of the sentence and that it may be ensured that this process is initiated at least 3 months before completion of sentence of the foreigner.

2. The matter has been further examined in this Ministry. Keeping in view the time taken for nationality verification and issue of travel documents by the Embassy/ High Commission of the country concerned, it has been decided, with the approval of the competent authority, that in all such cases, the State Government/UT Administration/FRRO/FRO concerned may take up the matter regarding nationality verification and issuance of travel document in favour of the foreigner with the Ministry of External Affairs (Consular Division), Patiala House Annexe, Tilak Marg, New Delhi – 110001, with a copy to the Ministry of Home Affairs (Foreigners Division), with detailed particulars and photograph of the said foreigner immediately on arrest of the foreign national or on filing of FIR, whichever is earlier. A proforma in which the particulars of the foreign national are to be captured is enclosed (Annex, I). In the case of Myanmar nationals, Government of Myanmar has specified a different formal, a copy of which is also enclosed (Annex, II).

Contd.....2

Governments/UT Administrations/FRROs/FROs are accordingly State requested to ensure that this process is initiated immediately on arrest of the foreigner or on filing of FIR, whichever is earlier, so that process of nationality verification is completed and the travel document of the foreigner is made available by the Embassy/High Commission concerned well before he/she completes the sentence, which would facilitate his/her deportation immediately after he/she has completed the sentence. Para 3.1 of the consolidated instructions issued vide this Ministry's letter No.25022/19/2014-F.I dated 24/29.04.2014 stands modified to this extent.

2.

These instructions may please be brought to the notice of all concerned for strict compliance.

Yours faithfully

(Pramod Kumar) Director (Foreigners) a: 23077508

Copy to:-

- Chief Scoretary, Government of Assam 1.
- Ministry of External Affairs [Shri Amit Narang, Joint Secretary[CPV]] 2.
- Ministry of External Affairs [Shri Vikram Doraiswami, Joint Secretary (BM)]
- З.
- Joint Secretary (NE) [Shri Satyendra Garg], Ministry of Home Affairs Joint Secretary (WS) [Ms. Punya Salila Srivastava], Ministry of Home Affairs Director General, Border Security Force 4.
- 5.
- Bureau of Immigration [Shri Rajeev Ranjan Verma, Joint Director] with the 6. request to circulate these instructions to all FRROs/ FROs for strict 7. compliance.

(Pramod Kumar) Director (Foreigners)

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SSUED by R.81 1007713

FORMAT FOR FURNISHING BIO-GRAPHIC DETAILS FOR NATIONALITY STATUS VERIFICATION

Photograph of the person

1.	Name
2.	Surname and Alias, if any
3,	Name of Native country
4.	Father's name and occupation
5.	Mother's name and occupation
6.	Date and Place of Birth
7.	Whether Married (Yes or No)
	If Yes, Name of Spouse

8. Educational details in Native country :

	Year	Qualification
Name of the Institute	1 CU.	
School		
College/University		CAREAR STREET, MARKET STREET, S

9. Occupation before leaving Native country:

Cill Topolover	A STATE OF THE REAL PROPERTY OF				North All	
Name of the Employer		12		States and the		
Address of the Employer		 A STATE AND IN	Vallen .			
Address of the Employ	A Part of the same					

10. Physical features :

a) Height			141	1.1	
a) Height b) Colour of eyes					
c) Colour of hair					

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11. Occupation at present

12. Permanent Address in the Native country

For Rural Area

a)	Name of Village	
<u>b)</u>	Name of Post Office	
C)	Name of Tehsil	
d)	Name of Police Station	
<u>e)</u>	Name of Area	
f)	Name of District and State	
g)	Telephone number	

For Urban Area

14.

15.

(6	House number	1
b/	Ward number or Gali number	
-c)	Name of City	
<u>d)</u>	Name of Police station	A STREET OF A ST
e)	Name of District	
1	Name of State	
g)	Other Address in the Native country, if any	
h)	Telephone number	

13. Name, Telephone number and address of two respectable/ reputed/ well known persons of the area e.g. Sarpanch, Panch of the Village, Principal of College, School Master, Postman, Counselor of city and other respectable person for reference

Jame	and	Address	of	relatives/	family	friends	in	India
latio	nal Identii	ly Card num	ber					
(4)	Address			e more and	1141-11-15-15			
(3)	Telepho	orie number						
(2)	Status .			******	**********			******
(1)	Name :	lan ann an tar an tar						

16. Identity Documents :

a) Driving licenses			
a) Driving license number, date and place of issue			
			Contraction of the State of the
- Totel lucifully Card number and date			
d) Ration Card details		and the second of the second	
e) School Certificate			
f) Bank Account number	and the second		and the second of the
g) Any other document to prove identity			

17. Details of leaving Native country :

a) Date of departure from	native country		
b) Authorized/ Unauthoriz	ced route	AP	
c) Place of departure from	n native country		
d) Mode of Travel :			
(i) If by road/ rail : Deta India	ills of route taken to er	iter	
(ii) If by Air, Flight number Name of Airlines			

18. Name, address and Telephone number of Travel Agent or any other person/ agency involved in sending the individual abroad

19. Case details in respect of the foreign national arrested :

(a)	FIR details	
b)	Brief of offence	
(c)	Date & Place of arrest	
d)	Total sentence awarded	
e)	Jail where interned	
f)	Whether any other trial is pending; if yes,	
	then status	
g)	If undertrial, brief about the present	
	status	
h)	Likely date of release	
i)	Any relative in India	
j)	Visa details (if any)	

	~	and the second se
21	 Case details of foreign nationals who other case is pending against them: 	have completed their sentence an
a) FIR details	
b	Brief of Offence	
C)		
(d)	Total sentence awarded	
e	Jail where interned	
) () 	Whether subject is willing to serve remaining period of his sentence in native country (applicable in cases where there is an Agreement between India and the other country for Transfer of sentenced persons)	
g) h)	Whether any other trial is pending; if yes, then status Likely date of release	
i)	Any relative in India	
- j)	Visa details (if any)	



GOVERNMENT OF TELANGANA (Police Department)

Office of the Commissioner of Police, Hyderabad City.

SB(I). No.205/LIN/F2/2022.

Date: .07.2022.

MEMORANDUM

- Sub : SB, Hyderabad Foreigners Branch Foreigners not departed even after serving **Leave India Notice (LIN)** by the FRRO, Hyderabad and staying in the limits of Hyderabad City Police – Instructions Issued - Regarding.
- Ref : 1) No.3, FRRO/HYD/LR/2022-1078, of FRRO, Hyderabad.
 2) No.2836/OW/CP-camp/2022, dt.8.7.2022, of CP, Hyderabad.

Please find enclosed the zone-wise list of Foreign Nationals (19 members) who were served with the **Leave India Notice (LIN)** as they have violated the VISA norms by overstaying in India.

The foreigners mentioned in the above list have not yet departed even after serving the **Leave India Notice (LIN)**. Hence it is instructed to initiate necessary legal action against the above mentioned foreigners as per the Foreigners Act, 1946 and Foreigners Order, 1948 and ensure their exit and send report directly to the FRRO, Hyderabad under intimation to this office.

Encl: (Attached)

Commissioner of Police, Byderabad City.

То

The DCsP East, West and Central Zones, Hyderabad City. The SHOs, L&O, concerned Hyderabad City. The Joint CP, DD, Hyderabad for necessary action.