

**IN THE HIGH COURT FOR THE STATE OF TELANGANA  
AT HYDERABAD**

**WEDNESDAY, THE TWENTY SECOND DAY OF JULY  
TWO THOUSAND AND TWENTY SIX**

**PRESENT**

**THE HONOURABLE SRI JUSTICE J SREENIVAS RAO**

**CRIMINAL PETITION NO: 10995 OF 2026**

**Between:**

Pola Jagadeeshwar, S/o. Chandraiah, aged about 45 years, Occ. Business,  
R/o. H. No. 3-119, Padara village and Mandal, Nagarkurnool District.

**...PETITIONER/ACCUSED**

**AND**

1. The State of Telangana, rep. by its Public Prosecutor, High Court for the State of Telangana at Hyderabad, Representing Police Station, Padara, Nagarkurnool District.
2. S. Vinod Kumar, , SI of Police, Padara Police Station, Padara Mandal, Nagarkurnool District.

**...RESPONDENTS/COMPLAINANTS**

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to declare the action of the Judicial Magistrate of First Class, Achampet in not considering the petition filed by the petitioner vide CrI. MP SR No. 1796/2026 seeking to release the vehicle bearing No. TS10EM 5979 seized by the 2<sup>nd</sup> respondent police in Crime No. 34/2026 as illegal, unlawful contrary to law and consequently direct the Judicial Magistrate of First Class, Achampet to release the above vehicle of the petitioner subject to any conditions as deem fit in the interest of Justice.

**As per Court order dated 22/7/26. IA 02/26.**

**I.A. NO: 1 OF 2026**

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to grant interim order directing the Judicial First Class Magistrate, Achampet to consider the petition filed by the petitioner vide CrI. MP SR No. 1768/2026 to release

the vehicle of the petitioner i.e., Renault Duster Car bearing registration No. TS10EM5979, subject to any condition, pending disposal of main Criminal Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri M DAMODAR REDDY, Advocate for the Petitioner and Sri Jithender Rao Veeramalla, the Additional Public Prosecutor on behalf of the Respondent No.1 and none appeared for the Respondent No.2.

**The Court made the following: ORDER**

**IN THE HIGH COURT FOR THE STATE OF TELANGANA**  
**AT HYDERABAD**

**THE HONOURABLE SRI JUSTICE J.SREENIVAS RAO**  
**CRIMINAL PETITION No.10995 of 2026**

**Date: 22.07.2026**

Between:

Pola Jagadeeshwar

...Petitioner

AND

The State of Telangana,  
Rep. by its Public Prosecutor, High Court for the State  
of Telangana at Hyderabad,  
Representing Police Station, Padara,  
Nagarkurnool District and another

...Respondents

**ORDER:**

This Criminal Petition has been filed seeking a direction to respondent No.2/Sub-Inspector of Police, Padara Police Station, to release the petitioner's vehicle, namely, Renault Duster bearing registration No.TS 10 EM 5979, which was seized in FIR No.34 of 2026, dated 17.06.2026, on the file of Padara Police Station, Nagarkurnool District.

2. Heard Mr. M.Damodar Reddy, learned counsel for the petitioner and Mr. Jithendar Rao Veeramalla, learned Additional Public Prosecutor for the respondents.

3. Learned counsel for the petitioner submitted that the petitioner is the owner of the vehicle, namely, Renault Duster bearing registration No.TS 10 EM 5979. The petitioner has not been made an accused and has not committed any offence. However, the petitioner's vehicle was taken into custody by respondent No.2 for the offence under Section 34(e) of the Telangana State Excise Act (for short 'TSEA') in Crime No.34 of 2026, on the alleged ground that the accused in the said crime was transporting 348 kgs of black jiggery and 2 kgs of alum.

4. Learned counsel further submitted that the said vehicle is presently in the custody of respondent No.2. Unless the subject vehicle is released, the petitioner will be put to great hardship, as he is unable to use the said vehicle. He further submitted that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court and, therefore, requested this Court to release the said vehicle.

5. *Per contra*, learned Additional Public Prosecutor submitted that the petitioner, without approaching respondent No.2, by submitting an appropriate application for release of the vehicle, has straightaway approached this Court and filed the present Criminal Petition.

6. By way of reply, learned counsel for the petitioner submitted that, in similar circumstances, this Court disposed of Crl.P.No. 8425 of 2024, and the petitioner is also entitled to the same relief.

7. Having considered the rival submissions made by the respective parties and upon perusal of the record, it reveals that the petitioner is not an accused in FIR No.34 of 2026, dated 17.06.2026, on the file of Padara Police Station, Nagarkurnool District. However, his vehicle is involved in the said crime for the offence under Section 34(e) of the TSEA. It is not in dispute that the vehicle is in the custody of respondent No.2.

8. Taking into consideration the peculiar facts and circumstances of the case, this Court is inclined to grant interim custody of the vehicle, namely, Renault Duster bearing registration

No.TS 10 EM 5979, on the condition that the petitioner executes a personal bond for a sum of Rs.50,000/- (Rupees Fifty Thousand only) with two sureties to the satisfaction of respondent No.2. The petitioner shall also furnish an undertaking that he shall not alienate the vehicle or change its physical features. Respondent No.2 shall write to the RTA Authority not to transfer the vehicle in favour of any third party without clearance from the Police Department. Needless to state, the release of the vehicle is subject to the orders that may be passed by respondent No.2 pursuant to the inquiry to be conducted under the provisions of the Telangana Excise Act.

9. Accordingly, the criminal petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

**SD/- N.CHANDRA SEKHAR RAO**  
**DEPUTY REGISTRAR**

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**SECTION OFFICER**

To,

1. The Judicial First Class Magistrate, Achampet
2. The Station House Officer, Police Station, Padara, Nagarkurnool District
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad (OUT)
4. One CC to SRI. M DAMODAR REDDY Advocate [OPUC]
5. Two CD Copies

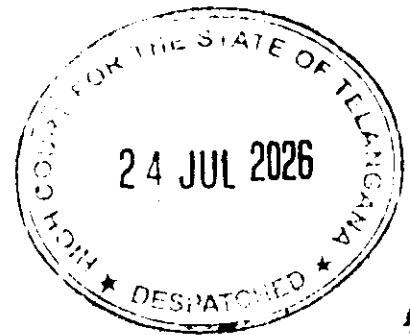
TPK/GNK 

**HIGH COURT**

**DATED: 22/07/2026**

**ORDER**

**CRLP.No.10995 of 2026**



**CRIMINAL PETITION IS DISPOSED OF**

⑧ NT  
24/7/26