

**IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF
ANDHRA PRADESH**

CRL.R.C.No.2337 of 2013

Between:

Vesela Krishnaiah

... Revision Petitioner/Petitioner

and

The State of Andhra Pradesh, rep. by its
Public Prosecutor, High Court at Hyderabad.

... Respondent

DATE OF JUDGMENT PRONOUNCED: 05-08-2015

SUBMITTED FOR APPROVAL:

THE HON'BLE SRI JUSTICE M.S.K. JAISWAL

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| 1. Whether Reporters of Local newspapers
may be allowed to see the Judgments? | Yes/No |
| 2. Whether the copies of judgment may be
Marked to Law Reporters/Journals? | Yes/No |
| 3. Whether Their Lordship wish to see the
fair copy of the Judgments? | Yes/No |

HON'BLE SRI JUSTICE M.S.K. JAISWAL

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CRL.R.C.No.2337 of 2013

ORDER:

The petitioner assails the docket order of the learned Judicial Magistrate of First Class, Thorrur, Warangal District (for short, 'trial Court') dated 30.09.2013 in CrI.M.P. (SR) No.7277/2013 in Crime No.251 of 2013 of Narsimhulapet Police Station, Warangal District in returning the petition filed by the petitioner-accused for return custody of the seized black jaggery. The petitioner-accused allegedly

committed the offences under Section 7(A) r/w.8(c) of A.P.Prohibition Act, 1995 and under Section 34(e) of A.P.Excise Act, 1965, for transporting black jaggery, illegally.

Heard both sides and perused the record.

The petitioner-accused is a businessman. He proposes to sell the black jaggery. It is not the case of the prosecution that the jaggery is adulterated jaggery. I, therefore, deem it appropriate to order the interim custody of seized jaggery, which is perishable in nature.

Accordingly, this Criminal Revision Case is disposed of. Subject to the final orders being passed in the main case, the petitioner-accused is granted interim custody of the seized jaggery by the concerned officials on his executing a personal bond of Rs.20,000/- (Rupees twenty thousand only) and on furnishing proof of ownership of the seized property.

Pending miscellaneous applications, if any, shall stand closed in consequence.

M.S.K. JAISWAL, J

Date: 05.08.2015

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