

HONOURABLE SRI JUSTICE A.RAJASHEKER REDDY

WRIT PETITION No.3037 OF 2015

ORDER:

This petition is filed for a writ of *Mandamus* declaring the seizure of the petitioners' vehicles Tippers & Tractor & Trailer bearing Nos. AP 20 TA 1224, AP 20 TA 8649, AP 20 TB 4329, AP 15 TB 3113, TS 02 EA 9536 and TS 02 UA 1878 as illegal and arbitrary and for a consequential direction to the respondents to release the said vehicles.

Heard learned counsel for the petitioners who submits that in similar circumstances this Court has disposed of WP.No.1219 of 2015 on 05.02.2015 and the lis in the present writ petition is squarely covered by the above said order dated 05.02.2015. Learned counsel for the respondents also not disputed the same.

Recording the above submission, the writ petition is disposed of in terms of the order dated 05.02.2015, passed by this Court in WP.No.1219 of 2015, directing the respondent authorities/concerned Officer either to immediately take steps in compliance of sub-rule (1) of Rule 13 (3) by preparing seizure report and produce the vehicles before competent Court to enable the petitioners to file an application under Section 451 Cr.P.C, for release of their vehicles, whereupon the competent Court shall pass orders in accordance with law; or, if the authorities fail to produce the same before the competent Court forthwith, the petitioner be permitted to submit a representation to the concerned officer seeking release of their vehicles. Upon receipt of the same, the Officer concerned shall consider the representation of the petitioners and pass appropriate orders for release of vehicles, in

accordance with law, within a period of two weeks there from, seeking sufficient security for production of vehicles as and when required. The 2nd respondent shall take necessary action in respect of sand, as per Rule 14 of the Telangana State Sand Mining Rules, 2015 framed in G.O.Ms.No.3, dated 08.01.2015. There shall be no order as to costs.

As a sequel thereto, miscellaneous petitions, if any, pending in the writ petition, shall stand closed.

A.RAJASHEKER REDDY, J

12.02.2015
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