

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA & THE STATE OF ANDHRA PRADESH
(Special Original Jurisdiction)

THURSDAY, THE TWENTY SIXTH DAY OF MARCH
TWO THOUSAND AND FIFTEEN

PRESENT

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No.8180 OF 2015

BETWEEN

V.Srinivas

... PETITIONER

AND

The State of Telangana, Rep. by its Principal Secretary (Department of Transport), A.P. Secretariat Building, Hyderabad and others.

...RESPONDENTS

The Court made the following:

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ORDER:

Heard.

2. Petitioner claims to be owner of vehicle bearing registration No.AP 36X 1606. Said vehicle is stated to have been checked and seized on 09.03.2015 on the ground that there was no proof of payment of tax for Q.E. Petitioner states that under G.O.Ms.No.11 dated 16.10.2014 there is an exemption from payment of tax and that petitioner has made an application before the District Transport Commissioner, respondent No.3, dated 13.03.2015 requesting for release of the vehicle. Copy of the said application shows that respondent No.3 endorsed on the application requiring the Motor Vehicle

Inspector, Jangam, to inspect the vehicle and report the maker's name and motor's classification with number of wheels. Petitioner, however, states that the vehicle is not released and continues to be under seizure.

3. Learned Government Pleader for Transport, on instructions, submits that petitioner has not made any statutory application seeking release of the vehicle by approaching the competent authority
i.e., respondent No.2.

4. In view of that, petitioner is permitted to make appropriate application by approaching the competent authority i.e., respondent No.2, who shall consider the same in the light of the report obtained by the District Transport Commissioner, referred to above, and pass appropriate orders on the petitioner's application for release within a week from the date of receipt of a copy of the report.

Writ petition is, accordingly, disposed of. As a sequel, the miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

VILAS V. AFZULPURKAR, J

March 26, 2015

Note:-

Furnish copy by tomorrow.

{B/o}

Lmv