

THE HON'BLE SRI JUSTICE RAJA ELANGO

CRIMINAL REVISION CASE No.1741 OF 2015

ORDER:

The petitioner has preferred the present criminal revision case by invoking the provisions under Sections 397 and 401 of Code of Criminal Procedure (Cr.P.C.,) being aggrieved by the order dated 31.07.2015

passed in C.F.R.No.1739 of 2015 in P.R.No.662 of 2014-15 on the file of the Judicial Magistrate of First Class for Prohibition and Excise Cases, Warangal, whereby the learned trial Judge returned the petition filed by the petitioner for release of the black jaggery for want of jurisdiction.

Heard and perused the material available on record.

Learned counsel for the petitioner submits that the petition filed by him before the Court below for release of the stocks seized, is returned,

on the ground that the said Court has no jurisdiction.

Considering the facts and circumstances of the case, this Court directs the Court below to release the black jaggery alone to the petitioner herein on execution of personal bond of Rs.3,40,000/- (Rupees three lakh and forty thousand only) with one surety to the satisfaction of the Magistrate concerned. However, this Order does not preclude the authorities concerned from proceeding with the confiscation proceedings.

With the above direction, the Criminal Revision Case is disposed

of. Consequently, the miscellaneous petitions pending in this revision, if any, shall stand closed.

JUSTICE RAJA ELANGO

26.08.2015

pln