

THE HON'BLE SRI JUSTICE S.V. BHATT

WRIT PETITION No.44192 of 2016

ORDER:

Heard Mr. N. Srinivas Yadav for petitioner and Assistant Government Pleader for respondent No.2.

Petitioner complains against seizure of vehicles bearing Nos.TS 05 UC 1246 and AP24 TA 4546 as illegal, arbitrary and unconstitutional.

Counsel for petitioner relies upon the orders passed by this Court directing release of seized vehicles in accordance with the applicable Government Orders.

The Assistant Government Pleader submits that the vehicles are being produced before the concerned Magistrate and application is required to be made for release of the vehicles.

Mr. N. Srinivas Yadav submits that even if the vehicles are deposited before the competent Court, still the authorities are empowered to consider the request of petitioner for release of seized vehicles.

Having regard to the above submissions, the Writ Petition is disposed of as follows:

Policy decision is taken in G.O.Ms.No.3 dated 08.01.2015 and G.O.Ms.No.15 dated 19.02.2015 for release of vehicles, subject to a few conditions. Therefore, the petitioner is given liberty to bring the policy to the notice of the Court when his application is considered for release of vehicles. If a request for release is made to respondents, the respondents are given liberty to release the seized vehicles after examining their competence and jurisdiction to release the vehicles, if they are already deposited with the competent Court.

Pending miscellaneous petitions, if any, shall stand closed.

No order as to costs.

27th DECEMBER, 2016.

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S.V. BHATT, J