

HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.36278 of 2016

ORDER:

1. This writ petition is filed by the petitioner under Article 226 of the Constitution of India seeking to direct the 2nd respondent to release the vehicle of the petitioner.
2. Heard and perused the material available on record.
3. The main grievance of the petitioner is that his vehicle was engaged by one Venkanna, who is running a kirana shop for transportation of black jaggery on payment of hire charges and when the vehicle reached near Thellabanda Thanda outskirts, the 2nd respondent intercepted his vehicle bearing Reg.No.AP-20-TC 5636 and registered Crime No.142 of 2016 and seized the vehicle along with the stock. The petitioner is no way concerned with the alleged crime.
4. Considering the facts and circumstances of the case and the grievance of the petitioner, without expressing any opinion on merits, the Writ Petition is disposed of with the following directions:

“The 2nd respondent is directed to release the above vehicle bearing Reg.No.AP-20-TC-5636 for interim custody of the petitioner on his executing a personal bond for a sum of Rs,50,000/- (Rupees Fifty Thousand only) to the satisfaction of the 2nd respondent, subject to final orders to be passed at the time of disposal of above crime, and also on production of original R.C. book. The petitioner is directed to file an affidavit before the 2nd respondent undertaking that he shall not alienate the vehicle, shall not change the physical features

of the same till the disposal of the above crime, and further he shall produce the vehicle as and when required.”

There shall be no order as to costs. Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

RAJA ELANGO, J

Date: 27th October, 2016
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Date: 27th October, 2016

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