

THE HONOURABLE SRI JUSTICE RAJA ELANGO

CRIMINAL PETITION No.6200 OF 2016

ORDER:

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This petition is filed by the petitioner-owner of the stock under Section 482 Cr.P.C. seeking a direction to the Station House Officer, Warangal (Urban) Prohibition and Excise, Warangal District to hand over the keys and release the stocks i.e., 63,340 kgs of white jaggery, seized in COR No.55 of 2016 registered for the offence punishable under Section 34(e) of the A.P. Excise Act.

Heard and perused the material available on record.

The petitioner was found in possession of jaggery illegally and without any valid licence. The learned Counsel for the petitioner submitted that the jaggery is not a prohibited item and that the petitioner is purchasing the same under valid bills and he is doing business under valid licence.

Considering the facts and circumstances of the case, the Station House Officer, Warangal (Urban), Prohibition and Excise, Warangal District, is directed to release 63,340 kgs of white jaggery seized in the above crime to the petitioner on condition of his executing a personal bond for a sum of Rs.6,33,400/- (Rupees Six Lakhs Thirty Three Thousand and Four hundred only) with one surety for the like sum to the satisfaction of the Special Judicial First Class Magistrate (Prohibition & Excise), Warangal. However, this order does not preclude the authorities concerned from proceeding with the confiscation proceedings, if any.

Accordingly, the Criminal Petition is disposed of. Consequently, the miscellaneous petitions pending in this petition, if any, shall stand closed.

JUSTICE RAJA ELANGO

Date : 25.4.2016

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DATED 25.4.2016

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