

THE HON'BLE SRI JUSTICE M.SEETHARAMA MURTI

WRIT PETITION No.38461 of 2017

ORDER:

This Writ Petition, under Article 226 of the Constitution of India, is filed seeking the following relief:

“For the reasons stated in the affidavit filed in the Writ Petition it is prayed that this Hon’ble Court may be pleased to issue a writ, in the nature of Writ of Mandamus or any other appropriate Writ, direction or order declaring the action of the 3rd respondent in seizing the petitioner’s vehicle bearing registration No.KA27M4683 seized under the Check Report No.120802 dated 28-10-2017 is illegal, arbitrary and against the principle of natural justice and consequently direct the 2nd respondent to release the vehicle bearing Registration No.KA27M4683 seized under the Check Report No.120802 dated 28-10-2017 in favour of the petitioner forthwith and pass such other order or orders as this Hon’ble Court may deem fit and proper in the circumstances of the case.”

(Reproduced verbatim)

2. I have heard the submissions of Sri *S.Arifullah*, learned counsel appearing for the petitioner, and of the learned Government Pleader for Transport (Telangana) appearing for the respondents 1 to 3.

3. When this writ petition is taken up for hearing, learned counsel for the petitioner submits that the in matters of identical nature, this Court passed appropriate orders. He placed on record a copy of the order, dated 08.08.2017, passed in W.P.No.26484 of 2017, wherein, this Court following an earlier order, dated 03.07.2017, passed in W.P.No.21627 of 2017, disposed of the said writ petition. Learned counsel requested that this writ petition may also be disposed of on the same lines. Learned Government Pleader endorses the said submission.

4. In view of the submissions and the earlier orders of this Court and for the reasons alike as were mentioned in the earlier orders of this Court in the afore-stated writ petition, this Writ Petition is disposed of directing the petitioner to make an application before the 2nd respondent for release of the vehicle bearing No.KA27M4683; and, on such application being made by the petitioner, the 2nd respondent shall consider the same and pass appropriate orders in accordance with law, as expeditiously as possible and preferably, within three (03) days from the date of receipt of a copy of this order.

Office is directed to enclose a copy of the order, dated 03.07.2017, passed in W.P.No.21627 of 2017 to this order.

There shall be no order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.



JUSTICE M. SEETHARAMA MURTI

Date: 16th November, 2017

Note: Issue C.C. today.

(B/o.)
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