

THE HON'BLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION No.39398 OF 2017

Dated:22.11.2017

Between:

Thirumala Cabs, red., by
Muthyala Sunil Kumar,
H.No.320/4, A.V. Road,
Kalasipalayam, Bangalore, Karnataka .. Petitioner

And

The State of Telangana, rep., by its
Principal Secretary, Transport Roads
And Buildings Department, Secretariat
Building, Hyderabad and others .. Respondents



The Court made the following:

THE HON'BLE SRI JUSTICE P. NAVEEN RAO

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ORDER:

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

“... to issue a writ or order or direction more particularly one in the nature of a writ of Mandamus declaring the seizure of the Petitioner’s vehicle bearing No.AR 02 3943 seized under VCR No.1334588, dated 19.11.2017, by the 3rd respondent as illegal, arbitrary, contrary to law and without jurisdiction and consequently direct the 2nd respondent to release the vehicle 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.”

2. I have heard the submissions of Sri B. Siva Rama Krishnaiah, learned counsel appearing for the petitioner, and learned Government Pleader for Transport (Telangana) appearing for respondents 1 to 3.

3. When this Writ Petition is taken up for hearing, learned counsel for the petitioner submits that in matters of identical nature, this Court passed appropriate orders. He placed on record a copy of the order dated 10.10.2017, passed in W.P.No.33789 of 2017, wherein this Court following an earlier order, dated 28.08.2017, passed in W.P.No.28795 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 aforesaid submissions and for the reasons alike as were mentioned in the earlier orders of this Court in the

afore-stated Writ Petitions, this Writ Petition is disposed of directing the petitioner to make an application before the 2nd respondent for release of the vehicle bearing No.AR 02 3943; 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 (3) days from the date of receipt of a copy of this order. There shall be no order as to costs.

Office is directed to enclose a copy of the order, dated 28.08.2017, passed in W.P.No.28795 of 2017 to this order.

Miscellaneous Petitions, if any, filed in this Writ Petition shall stand closed.

Date:22.11.2017

Note:- Issue C.C. in two days.

(B/o)
KH

P. NAVEEN RAO, J

