

HON'BLE SRI JUSTICE M.S.RAMACHANDRA RAO

W.P.No.9711 of 2018

ORDER:

Heard the learned counsel for the petitioner, learned Government Pleader for Industries, appearing for 1st respondent, learned Government Pleader for Home, appearing for 2nd respondent and learned Government Pleader for Revenue, appearing for 3rd respondent.

2. It is stated by the learned counsel on both sides that the issue raised in this Writ Petition is covered by the order dt.30-10-2017 in W.P.No.34465 of 2017.

3. Therefore for the reasons alike, this Writ Petition is also allowed with the following directions: 'The petitioner is at liberty to approach either the learned Magistrate before whom the vehicle was said to have been produced and file application as per the procedure established by law and seek release of the vehicle by bringing to the notice of the Court the policy decision taken by the Government and the terms of the G.O.Ms.No.15, dated 19.02.2015, if the petitioner so desires; or, in the alternative they may make a request to the 2nd respondent by filing appropriate application/s for release of the vehicle; and, if any such application come to be filed before the 2nd respondent, the 2nd respondent is at liberty to pass appropriate orders as per terms of G.O.Ms.No.15, dated 19.02.2015, after examining the competence and jurisdiction to release the vehicle, which were said to

have been produced before the Court concerned.’ It is needless to state that the application, if any, filed by the petitioner before either the Court or the 2nd respondent shall be disposed of on the same day in the interests of justice.

4. As a sequel, the miscellaneous petitions, if any pending, shall stand closed.

JUSTICE M.S.RAMACHANDRA RAO

Date: 23-03-2018
kvr

