

HON'BLE SRI JUSTICE M.S.RAMACHANDRA RAO

WRIT PETITION No. 11229 of 2018

ORDER:

Heard the learned Counsel for the petitioners, learned Government Pleader for Industries for respondent Nos.1 and 2 and learned Government Pleader for Home for respondent No.3.

It is stated by the counsel on both sides that the issue in this writ petition is covered by order dated 19.12.2017 in W.P.No.42565 of 2017.

Therefore, for reasons alike, this Writ Petition is allowed. In case, the seizure of the lorries is reported to the Court of the learned Magistrate as per procedure and/or the same are deposited/produced before the Court, the learned Magistrate concerned shall release and give interim custody of the lorries bearing Nos. AP-31-TF-5277 and AP-35-Y-3894 to the petitioners, however, on the petitioners furnishing personal bonds and third party sureties to the satisfaction of the learned Magistrate concerned and on further undertaking that they will not alienate or transfer the subject lorries in any manner and will maintain them in the same good and road worthy condition without changing any of their features and major parts and shall produce them along with its vehicular documents at a specified place or before a specified authority as and when directed. However, in case the seizure of the lorries is not already reported to the Court concerned as per law and the same are not already produced/deposited before the Court of the competent Magistrate, the competent authority shall release and give interim custody of the lorries to the

petitioners however, on the petitioners furnishing personal bonds and third party surety/sureties to the satisfaction of the said competent authority and on further giving an undertaking on the same lines as indicated supra. On the petitioners approaching the Court or the competent authority, as the case may be, and making a request, along with a copy of this order, for release of the lorries, the necessary exercise as indicated supra shall be completed within two days from the date of the request of the petitioners.

Miscellaneous petitions pending, if any, shall also stand disposed of. No order as to costs.

Date:04.04.2018
Usd

M.S.RAMACHANDRA RAO,J

