

THE HON'BLE SRI JUSTICE M.S.RAMACHANDRA RAO

WRIT PETITION No.12038 OF 2018

ORDER:

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

2. It is stated by counsel on either side that the issue raised in this Writ Petition is covered by the order dated 30.10.2017 passed by this Court in W.P.No.34465 of 2017.

3. Therefore, for the reasons alike, this Writ Petition is also disposed of 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 desire; or, in the alternative the petitioner may make a request to the 2nd respondent by filing appropriate application for release of the vehicle; and, if any such application is 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 was 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.”

Miscellaneous petitions, if any, pending in this writ petition shall stand closed. There shall be no order as to costs.

M.S.RAMACHANDRA RAO, J

APRIL 12, 2018
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Dt: 12.04.2018

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