

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

WRIT PETITION No.13617 of 2018

O R D E R:

Heard counsel for the petitioner, the Government Pleader for Excise appearing for respondents 1 & 2 and the Government Pleader for Home appearing for 3rd respondent.

2. It is stated by counsel on both sides that the issued raised in this Writ Petition is covered by the order dt.17.10.2016 in W.P.No.34246 of 2016.

3. Therefore, for reasons alike, this Writ Petition is also disposed of directing that if the petitioner approaches the 2nd respondent-Deputy Commissioner of Proh. & Excise, Warangal, with an application, enclosing thereto a Fixed Deposit Receipt(FDR) drawn in favour of Deputy Commissioner on any nationalized bank payable at Warangal, for a sum of Rs.25,000/- seeking release of the vehicle i.e., Tata Indica Car bearing registration No.AP-02-AE-9471, the same may be entrusted for interim custody to the petitioner, provided he produces necessary material in the form of the Registration Certificate (RC) of the vehicle and also his identity proof and furnishing an undertaking that he will keep the vehicle insured at all times and that he will keep it in good running condition by maintaining it regularly, and that he will not create any 3rd party interests or charge thereon and that he will not alienate the same. So far as the

contraband is concerned, the same can be examined for entrustment or otherwise only upon finalization of the confiscation proceedings. It shall also be open to the Deputy Commissioner of Prohibition & Excise to secure valuation of the motor vehicle by referring it to the Motor Vehicle Inspector. No order as to costs.

4. Consequently, miscellaneous petitions pending, if any, shall stand dismissed.

18th April, 2018.
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M.S.RAMACHANDRA RAO, J

