

**THE HON'BLE SRI JUSTICE A.V.SESHA SAI**

**WRIT PETITION No.31775 of 2018**

**ORDER:**

Heard learned counsel for the petitioner and the learned Government Pleaders for Excise and Home appearing for respondent Nos. 1 to 3 respectively.

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.

Therefore, for reasons alike, this Writ Petition is also disposed of directing that if the petitioner approaches the Deputy Commissioner of Proh. & Excise, Warangal-second respondent herein, 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.30,000/- seeking release of the vehicle i.e., Mabindra Goods Carriage LMV Mini Lorry bearing registration No.AP-29-TA-4256, 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 third party interests or charge thereon and that he will not alienate

the same. 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. There shall be no order as to costs.

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

05<sup>th</sup> September, 2018  
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**A.V.SESHA SAI,J**

