

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

WRIT PETITION No.36167 OF 2018

ORDER :

Heard counsel for petitioner, the Government Pleaders for Mines & Geology, Home and Revenue, appearing for the respondents.

It is stated by counsel on both sides that the issue raised in this Writ Petition is covered by order dt.30.10.2017 in W.P.No.34465 of 2017.

Therefore, for reasons alike, this Writ Petition is also disposed of with the following directions: "petitioner is at liberty to approach, either, the learned Magistrate before whom the vehicle 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 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 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 interest of justice. No order as to costs”.

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

05th October, 2018
dv

A.V.SESHA SAI, J

