

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

WRIT PETITION No.36342 of 2018

ORDER:

Heard learned Counsel for the petitioner, the learned Government Pleader for Home appearing for the respondents.

It is stated by the Counsel on both sides that the issue raised in this Writ Petition is covered by Order, dated 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: "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 desires; or, in the alternative he 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".

There shall be no order as to costs.

Miscellaneous petitions pending, if any, shall stand closed.

8th October, 2018
smr

A.V.Sesha Sai, J

