

HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No.44391 OF 2018

ORDER:

The present writ petition came to be filed seeking to declare the action of the 2nd respondent in not passing orders directing the 3rd respondent for release of the petitioner's stocks i.e. 98 bags of black jaggery each containing 50 kgs. seized in Crime No.75 of 2018, in spite of his readiness to furnish the third party security, as illegal and arbitrary.

It is stated by the counsel on both sides that the issue raised in this writ petition is covered by the order dated 20.12.2017, passed by this Court in W.P.No.43147 of 2017.

Therefore, for reasons alike, the present writ petition is also disposed of directing the petitioner to make an appropriate application before the 2nd respondent-Deputy Commissioner of Prohibition and Excise enclosing thereto a fixed deposit receipt for Rs.50,000/- (Rupees fifty thousand only) drawn in favour of the 2nd respondent on any nationalized bank, and on such application being made by the petitioner, the interim custody of the subject stock afore-stated shall be given to the petitioner, pending further orders by the said authority.

Accordingly, the writ petition is disposed of with the above directions. No costs.

As a sequel to disposal of the writ petition, WP.M.Ps if any pending shall stand closed.

Dated:10.12.2018.
vhb

C. PRAVEEN KUMAR, J

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vhb