

HONOURABLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION NO.16396 OF 2019

Date: 05.08.2019

Between:

Atkar Rajesh S/o.A.Ramulu,
Aged about 28 yrs, R/o.Ontippa Thanda,
Chityal Mandal, Jayashankar Bhupalpally District.

.....Petitioner

And

The State of Telangana,
rep. by its Prl. Secretary,
Revenue (Excise) Department,
Secretariat, Hyderabad and others.

.....Respondents



The Court made the following:

HONOURABLE SRI JUSTICE P.NAVEEN RAO**WRIT PETITION NO.16396 OF 2019****ORDER :**

This Writ Petition is filed praying to direct the respondents to release the vehicle i.e., Mahindra Tractor bearing registration No.415 D1XP TS 03 STR 3151 and Trally bearing registration No.AP 15 TB 9353. Petitioner alleges that his vehicle was seized by the 3rd respondent on the allegation of illegal transportation of black jaggery for manufacturing of I.D.Liquor.

2. Heard the learned counsel for petitioner and the learned Government Pleader for Prohibition and Excise for respondents.

3. The counsel on both sides state that the issue involved in this writ petition is covered by the decision of this Court in W.P.No.44088 of 2017, dated 26.12.2017.

4. Following the earlier orders of this Court, this Writ Petition is also disposed of, directing that the vehicle shall be handed over to the Deputy Commissioner-2nd respondent, who in turn, shall release the said vehicle to the petitioner, subject to final orders to be passed in the criminal proceedings, and on petitioner furnishing a fixed deposit of 1,50,000/- (Rupees One Lakh fifty thousand only) from any nationalized Bank in favour of 2nd respondent, and also on production of original RC Book and on petitioner further giving an undertaking that he will not transfer or alienate the vehicle to any third party in any manner and will maintain the vehicle in the same good road-worthy condition without changing its major parts and features, and would produce the same as and

when directed to be produced before the competent authority. Further, this order does not come in the way of continuation of confiscation proceedings. Pending miscellaneous petitions, if any, shall stand closed.

P.NAVEEN RAO,J

5th August, 2019
Rds

