**THE HONOURABLE SRI JUSTICE P.NAVEEN RAO**

W.P.No. 22799 of 2019

Date: 21.10.2019

Between :

Vemula Ravi

Petitioner

And

State of Telangana, rep. by its
Principal Secretary to Government
Mines & Geology Department,
Secretariat Building, Hyderabad & others.

Respondents

HIGH COURT FOR THE STATE OF TELANGANA
HYDERABAD

This court made the following :

**THE HONOURABLE SRI JUSTICE P.NAVEEN RAO**

W.P.No.22799 of 2019

**ORDER** :

Heard learned counsel for the petitioner, learned Government Pleader for Mines and Geology appearing for respondent No.1, learned Government Pleader for Home appearing for respondent No.2 and learned Government Pleader for Revenue appearing for respondent No.3.

2. This Writ Petition is filed praying to direct the respondents to release the vehicle. Petitioner alleges that his vehicle was seized by the 2nd respondent on the allegation of illegal transportation of sand.

3. Learned counsel for petitioner submits that on 16.10.2019 a representation was made by the petitioner requesting the 2nd respondent-Station House Officer, Vemulawada Town Police Station, Rajanna Sircilla district, to release the vehicle. It appears, no orders are passed as on today. However, there is no proof of receipt of such representation.

4. Since there is no proof of receipt of representation, it cannot be said that respondents are acting illegally in not attending to grievance of petitioner. Therefore, Writ Petition is disposed of with the following directions:

Petitioner is at liberty to approach either the learned jurisdictional Magistrate before whom the vehicle may 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 in G.O.Ms.No.15, Industries and Commerce (Mines-I) Department, dated 19.02.2015;

or in the alternative he may make a request to the 2nd respondent by filing appropriate application for release of vehicle, if not already filed and not received by the 2nd respondent; 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. It is needless to state that the application, if any, filed by the petitioner either before the Court or the 2nd respondent, shall be disposed of within three days of its filing, as per the terms of G.O.Ms.No.15 dated 19.2.2015, after examining the competence and jurisdiction to release the vehicle. Pending miscellaneous petitions shall stand closed. No order as to costs.

**P.NAVEEN RAO,J**

Date: 21.10.2019
DA

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