

HONOURABLE SRI JUSTICE P. KESHA RAO

WRIT PETITION No.1170 of 2014

ORDER:

There is no representation on behalf of the petitioner.

The prayer sought in the writ petition is as follows:

“... to issue an order, writ or direction more particularly one in the nature of writ of mandamus under Article 226 of the Constitution of India declaring the action of respondent No.4 in detaining the vehicle bearing No.AP28 BS 3880 of the petitioner without following any procedure under statutes as illegal, arbitrary and violative of Article 19, 21 of Constitution of India and consequently direct the respondents to release the vehicle from the custody of respondents.”

Learned Government Pleader appearing for the respondents placed on record written instructions dated 03.02.2014 issued by the Sub-Inspector of Police, Traffic Police Station, Charminar, Hyderabad.

A perusal of the said written instructions would reveal that pursuant to the orders passed by this Court on 22.01.2014, the petitioner paid the compounding fee of Rs.1,000/- on 23.01.2014 and the vehicle was released and handed over to the petitioner on the same day. It is also mentioned in the written instructions that the petitioner violated the guidelines issued under the Motor Vehicles Act and to that effect a photo and pen drive (CC camera footage) are filed along with the written instructions for kind perusal of this Court. Therefore, the action of the respondent police is in accordance with law but not as alleged by the petitioner in the affidavit filed in support of the writ petition.

In that view of the matter, this Court is of the opinion that by virtue of the interim orders passed by this Court on 22.01.2014, no cause would survive for further adjudication in the writ petition.

Accordingly, the writ petition is closed. No order as to costs.

Miscellaneous petitions, if any, shall also stand closed.

Date: 27.09.2019.
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P. KESHA RAO, J

