

THE HON' BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No.10087 of 2020

ORDER:

Heard learned counsel for the petitioner, and learned Government Pleader for Prohibition & Excise Department.

The petitioner's Maruti Dzire Car bearing Registration No.TS-04-EU-5186 was seized by the 3rd respondent – SHO, Khammam Prohibition and Excise Station, Khammam District, on 11.04.2020 on the allegation that the vehicle was used for illegal transportation of liquor. A case in C.O.R.No.55 of 2020 was registered under the provisions of Telangana Excise Act, 1968.

Having considered respective submissions, as enquiry is required to be conducted, respondent No.2-Deputy Commissioner of Prohibition and Excise shall release the subject vehicle on the condition of the petitioner furnishing a Fixed Deposit Receipt (FDR) for a sum of Rs.50,000/- (Rupees Fifty thousand only) with the 2nd respondent. The petitioner shall also furnish an undertaking with the 2nd respondent that he shall not alienate or change the physical features of the vehicle. The 2nd respondent shall also write to the RTA authority to not transfer the vehicle on any third parties name without clearance from the Excise Department. The release of vehicle is in view of the situation existing on account of COVID-19, and the release shall be subject to the orders that shall be passed by the respondent authorities pursuant to the enquiry to be conducted under the provisions of the Excise Act.

Subject to the above, the writ petition is disposed of. No costs. Miscellaneous petitions, if any pending, shall stand closed.

CHALLA KODANDA RAM, J

10th July, 2020
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