

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

WEDNESDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND TWENTY ONE

**PRESENT
THE HONOURABLE SRI JUSTICE T.AMARNATH GOUD**

WRIT PETITION NO: 14004 OF 2021

Between:

Sherla Sai Krishna, S/o. Sri Ramulu, aged 28 years, r/o. 2-87, Mamidipalli Village,
Dadepalle Mandal, Mancherla District, Telangana-505501

...PETITIONER

AND

1. State of Telangana, rep. by its Principal Secretary, Forest Department, Secretariat, Hyderabad.
2. The District Forest Officer, Jannaram Division, Mancherla District, Telangana
3. The Forest Range Office, Tallapet Range, Jannaram Division, Mancherla District, Telangana.
4. The Deputy Range Officer, Dandepally, Tallapet Range, Jannaram Division, Mancherla District, Telangana.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the 3rd Respondent in failing to Pass Orders on the Application filed by the Petitioner, dated 28/04/2021 for Release of the Seized Vehicle bearing No. AP11Y6250 pursuant to the Registration of POR No. 1353/55, dated 19/04/2021 by the 4th Respondent as illegal, arbitrary and contrary to the Provisions of Section 44 (3) of A.P. Forest Act 1967 and consequently direct the Respondents 2 to 4 to forthwith release the petitioner's seized vehicle mentioned above on such terms and conditions in the interest of justice.

IA NO: 1 OF 2021

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the Respondents 2 to 4 to forthwith release the Petitioner's Vehicle (TATA Ace) bearing No.AP11Y6250 seized pursuant to the Registration of POR No.1353/55, dated 19.04.2021 on such terms and conditions in the interest of Justice, pending disposal of the above writ petition,

Counsel for the Petitioner(s):SRI. MADAS BHARATH CHANDRA

Counsel for the Respondents : GP FOR FORESTS

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T. AMARNATH GOUD

WRIT PETITION No.14004 OF 2021

ORDER:

This writ petition is filed, seeking to declare the action of 3rd respondent in failing to pass orders on the application filed by the petitioner dated 28.04.2021 for release of the seized vehicle bearing No.AP11Y 6250 pursuant to the registration of POR No.1353/55, dated 10.04.2021 by the 4th respondent as illegal and arbitrary.

2. It is the case of the petitioner that the 3rd respondent has registered a case under POR No.1353/55, dated 19.04.2021 under the forest offence and seized the vehicle of the petitioner on the allegation of transporting contraband and hence the petitioner filed the application dated 28.04.2021 before the forest officials seeking to release the vehicle. Since the said application is pending from April, 2021, the present writ petition is filed.

3. Heard both sides.

4. The learned Government Pleader for Forests submits that the vehicles that are seized under Forest and Wild Life Act for committing the offences, the said vehicles are subject matter of the seizure under the Act by the concerned officers.

5. Having regard to the facts and circumstances of the case, without expressing any opinion on the merits of the case, the writ petition is disposed of directing the respondent Forest Officials to decide the application made by the petitioner seeking release the vehicle in accordance with law as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order.

Pending miscellaneous petitions, if any, shall stand closed.

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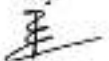
SD/-K.ONESIM
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. The Principal Secretary, Forest Department, State of Telangana, Secretariat, Hyderabad.
2. The District Forest Officer, Jannaram Division, Mancherial District, Telangana
3. The Forest Range Office, Tallapet Range, Jannaram Division, Mancherial District, Telangana.
4. The Deputy Range Officer, Dandepally, Tallapet Range, Jannaram Division, Mancherial District, Telangana.
5. One CC to Sri Madas Bharath Chandra, Advocate [OPUC]
6. Two CCs to GP for Forests, High Court for the State of Telangana at Hyderabad [OUT]
7. Two CD Copies
8. One Spare Copy

Kj.



HIGH COURT

DATED:23/06/2021

ORDER

WP.No.14004 of 2021



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS.

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30/06
(10)