

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

**TUESDAY, THE TWENTY FOURTH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 58 OF 2023

Between:

Srinivasulu Karur, S/o. Naarsimulu Karur, Occ Laundry Work R/o. 498/B, St. Francis Waddo Goa Velha, Tiswadi, North Goa, Goa 403109 (owner of the Vehicle)

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary, Prohibition and Excise Department, Secetariate, BRKR Bhavan, Hyderabad
2. The Deputy Commissioner of Prohibition, and Excise, Manabubnagar Division, Mahabubnagar District.
3. The Station House Officer, Jadcherla Proh. and Excise Station, Mahabubnagar District.

...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 2nd respondent in not passing/directing the 3rd respondent to release the Maruthi Omni Van vehicle bearing No. GA 03 R 1695 seized in COR No. 105 of 2022, dated, 27.06.2022 and seized of my vehicle was being illegal, arbitrary and unjust also Article 14, 19, 21 and 300-A of the Constitution of India and consequently direct the 2nd respondent to order for release of the vehicle to the petitioner;

IA NO: 1 OF 2023

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 2nd respondent herein to issue orders directing the 3rd respondent to release the Maruthi Omni Van vehicle bearing No. GA 03 R 1695 seized in COR No. 105 of 2022, dated, 27.06.2022, pending disposal of the above writ petition;

Counsel for the Petitioner: SRI. V BRAHMAIAH CHOWDARY

Counsel for the Respondent Nos 1 to 3: AGP FOR PROHIBITION EXCISE

The Court made the following: ORDER

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.58 OF 2023

ORDER :

Mr. Brahmaiah Chowdary, learned counsel for the petitioner, seeks permission of this Court to withdraw the writ petition with liberty to the petitioner to challenge the confiscation proceedings order dated 26.11.2022 in Cr.No.C1/317/2022 passed by respondent No.2-Deputy Commissioner of Prohibition and Excise, Mahabubnagar Division, and to that effect, he has made an endorsement on the case bundle.

Permission is accorded, and accordingly, the writ petition is dismissed as withdrawn. No order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in the writ petition stand closed.

**SD/-P.CH.NAGABHUSHAMBA
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI. V BRAHMAIAH CHOWDARY Advocate [OPUC]
2. Two CCs to GP FOR PROHIBITION EXCISE, High Court for the State of Telangana, Hyderabad. [OUT]
3. Two CD Copies

HIGH COURT

BVR, J

DATED: 24/01/2023

ORDER

WP.No.58 of 2023



**WP IS DISMISSED AS WITHDRAWN
OF WITHOUT COSTS**