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

THURSDAY, THE TWENTY SEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SMT JUSTICE T.MADHAVI DEVI

WRIT PETITION NO: 36175 OF 2025

Between:

Sheke Akram Sheke Mahboob, S/o. Sheke Mahaboob, Aged about 57 years, Occ- Business, R/o.Chikhil (BU), Tehsil Kinwat, Nanded District Maharastra State. Presently residing R/o 2-11 Pittal wada, Adilabad Town Adilabad Dist.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Forest Department, Dr. B.R. Ambedkar Telangana State Secretariat, Khairtabad, Hyderabad
2. The District Forest Officer, Adilabad District, at. Adilabad
3. The Divisional Forest Officer, Echoda Division,Adilabad District.
4. The Deputy Forest Range Officer, Echoda, Adilabad District.
5. The Forest Range Officer, Echoda, Adilabad 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 a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents No.3 to 5 in not releasing the vehicle i.e. Chain JCB (Proclianer) TATA HITACHI Model EX Machine Serial No. EX 110 1101-4561- Proclianer Model 2011 in favour of the petitioner in POR No. 025 dated 12-05-2025 (File No. 07/OR/2025-26/E) for the offences U/s. 20(1)(C)(ii)(iii)(v)(vii)(x) and 44 of Telangana Forest Act, 1967 in favour of the petitioner as illegal, arbitrary, and unjust and also in violation of Articles 14, 19, 21 and 300A of the Constitution of India and consequently direct the respondents No. 3 to 5 to release the vehicle in favour of the petitioner.

IA NO: 1 OF 2025

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 No.3 to 5 to release the vehicle i.e. Chain JCB (Proclianer) TATA HITACHI Model EX Machine Serial No. EX 110 1101-4561-P oclianer Model 2011 in favour of the petitioner in POR No. 025 dated 12-05¬2025 (FileNo. 07/OR/2025-26/E) for the offences U/s. 20(1)(C)(ii)(iii)(v)(vii)(x) and 44 of Telangana Forest Act, 1967 in favour of the petitioner pending disposal of the m in writ petition.

Counsel for the Petitioner: SRI RUDRESH DESHPANDE

Counsel for the Respondents: GP FOR FORESTS

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE T. MADHAVI DEVI

WRIT PETITION No.36175 of 2025

ORDER:

The Writ Petition is filed seeking the following relief:

> *"...to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents No.3 to 5 in not releasing the vehicle i.e. Chain JCB (Proclianer) TATA HITACHI Model EX Machine Serial No. EX 110 1101-4561- Proclianer Model 2011 in favour of the petitioner in POR No. 025 dated 12-05-2025 (File No. 07/OR/2025-26/E) for the offences U/s. 20(1)(C)(ii)(iii)(v)(vii)(x) and 44 of Telangana Forest Act, 1967 in favour of the petitioner as illegal, arbitrary, and unjust and also in violation of Articles 14, 19, 21 and 300A of the Constitution of India and consequently direct the respondents No. 3 to 5 to release the vehicle in favour of the petitioner and to pass..."*

2. With the consent of both the parties, this Writ Petition is taken up for disposal at the stage of admission.

3. Heard learned counsel for the petitioner, learned Government Pleader for Forests appearing for respondents No.1 to 5 and perused the entire material on record.

4. Learned counsel for the petitioner submitted that the subject matter of this Writ Petition is squarely covered by the order of this Court in W.P.No.4080 of 2025 dated 13.02.2025.

5. Learned Government Pleader for Forests has not disputed the above submission made by the learned counsel for the petitioner.

6. In view of the above, for the reasons alike in the said order, this Writ Petition is disposed of directing the petitioner to make an application to respondent No.3 for release of subject vehicle, as provided under Section 44(1) and (3) of the Telangana Forest Act, 1967, within a period of one (01) week from the date of receipt of a copy of this order and upon receipt of such application, the respondent No.3 shall consider the same and pass appropriate orders, strictly in accordance with law, within a period of one (01) week thereafter and duly communicate the decision on the said application to the petitioner. There shall be no order as to costs.

Miscellaneous applications, if any, pending in this Writ Petition, shall stand closed.

SD - SMT. K. MADHAVI
ASSISTANT REGISTRAR

//TRUE COPY//

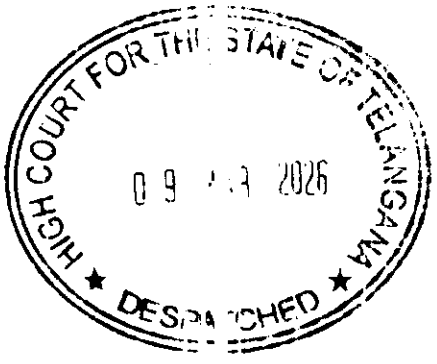
SECTION OFFICER

To,

1. The Principal Secretary, The State of Telangana, Forest Department, Dr. B.R. Ambedkar Telangana State Secretariat, Khairtabad Hyderabad
2. The District Forest Officer, Adilabad District, at. Adilabad
3. The Divisional Forest Officer, Echoda Division,Adilabad District.
4. The Deputy Forest Range Officer, Echoda, Adilabad District.
5. The Forest Range Officer, Echoda, Adilabad District.
6. One CC to Sri Rudresh Deshpande, Advocate [OPUC]
7. Two CCs to GP for Forests, High Court for the State of Telangana, at Hyderabad [OUT]
8. Two CD Copies

HIGH COURT

DATED:27/11/2025



ORDER

WP.No.36175 of 2025

DISPOSING OF THE WRIT PETITION

WITHOUT COSTS

(11)
NT
21/2/26.