APHC010214812026

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI (Special Original Jurisdiction)

[3504]

THURSDAY, THE 8th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE MAHESWARA RAO

KUNCHEAM

WRIT PETITION NO: 12310/2026

Between:

1. SYED K ZAKIR LAL, S/O. SYED USMAN, AGED ABOUT 54 YEARS, OCCU JOURNALIST, FAIT NO.32, JOURNALIST COLONY, NOONEPALLI NANDYAL TOWN AND NANDYAL DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPLE SECRETARY FOR HOME DEPARTMENT, A P SECRETARIAT BUILDINGS VELAGAPUDI GUNTUR DISTRICT - 522238.
2. THE SUPERINTENDENT OF POLICE, NANDYAL, NANDYAL DISTRICT - 518501.
3. THE DEPUTY SUPERINTENDENT OF POLICE, NANDYAL, NANDYAL DISTRICT - 518501.
4. THE INSPECTOR OF POLICE, NANDYAL I TOWN POLICE STATION, NANDYAL DISTRICT - 518501.
5. THE STATION HOUSE OFFICER, NANDYAL I TOWN POLICE STATION, NANDYAL DISTRICT - 518501.

...RESPONDENT(S):

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 tomay be pleased to issue a Writ, Order, or Direction, more particularly in the nature of Writ of Mandamus, declaring the action of Respondent No.4 and 5 in seizing and detaining the petitioner motorcycle bearing Registration No. AP-21AF-0457, without registration of any crime, without issuing notice, and without following due process of law, is wholly illegal, arbitrary, and unconstitutional and consequently direct the Respondent No.4 and 5 to release the petitioner motorcycle bearing Registration No. AP-21AF-0457 and to pass

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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 may be pleased to direct the Respondent No.4 and 5 to release the petitioner motorcycle bearing Registration No. AP-21AF-0457 pending disposal of the above writ petition and to pass

Counsel for the Petitioner:

1. SATYANARAYANA NIMMALA

Counsel for the Respondent(S):

1. GP FOR HOME

THE HONOURABLE SRI JUSTICE MAHESWARA RAO KUNCHEAM

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The Court made the following Order:

Instant Writ Petition has been filed under Article 226 of the Constitution of India seeking the following relief:

> *"issue a Writ, Order, or Direction, more particularly in the nature of Writ of Mandamus, declaring the action of Respondent No.4 and 5 in seizing and detaining the petitioner motorcycle bearing Registration No. AP-21AF-0457, without registration of any crime, without issuing notice, and without following due process of law, is wholly illegal, arbitrary, and unconstitutional and consequently direct the Respondent No.4 and 5 to release the petitioner motorcycle bearing Registration No. AP-21AF-0457 and pass".*

2. Learned Assistant Government Pleader for Home, on the basis of written instructions, submits that the police have registered a case in Crime No.08 of 2026 of Nandyal I Town Police Station against the petitioner herein for the offences punishable under Sections 308(5) and 351(2) of the Bharatiya Nyaya Sanhita, 2023, and that the investigation is in progress. He also furnished a copy of written instructions to the learned counsel for the petitioner.

3. At this juncture, learned counsel for the petitioner, upon perusal of the same, fairly submits that the writ petition may be closed, reserving liberty to the petitioner to avail appropriate legal remedies in accordance with law.

4. Recording the same, the Writ Petition is closed, leaving it open to the petitioner to avail all available legal remedies in accordance with law. There shall be no order as to costs.

As a sequel thereto, the miscellaneous petitions, if any, pending in this Writ Petition shall stand closed.

JUSTICE MAHESWARA RAO KUNCHEAM

Date: 08.10.2026
vnb

THE HONOURABLE SRI JUSTICE MAHESWARA RAO KUNCHEAM

WRIT PETITION NO: 12310 of 2026

Date: 08.10.2026

vnb