

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**TUESDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION No: 9304 of 2026

Between:

Koirivi Raviteja, S/o. Shyambabu, Aged 25 years, Occ: Owner of Vehicle,
R/o.H.No.12-10-1, Chaitanya Nagar, Chilukaluripeta Vilage, Nadendla
Mandel, Palnadu District, Andhra Pradesh-522234.

**...Petitioner/Owner of Ashok Leyland
Dost bearing Registration No.
AP -39-TT-3752**

AND

1. The State of Telangana, through S.H.O., Mahabubabad Proh. and Excise Station, Mahabubabad District, rep. by its Public Prosecutor, High Court for the State of Telangana at Hyderabad.
2. The Deputy Commissioner of Proh. and Excise, Warangal Division.
3. The Station House Officer, Mahabubabad Proh. and Excise Station, Mahabubabad District.

...Respondents/Complainant

Petition under Section 528 of BNSS R/w 503 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to pass an order directing the 2nd respondent herein to forthwith release the Petitioner's Ashok Leyland Dost bearing Registration No. AP-39-TT-3752 which was seized in C.O.R No.300/2026 dated 26.04.2026 on the file of Mahabubabad Proh. and Excise Station, Mahabubabad District, by accepting third-party surety for a sum of Rs.25,000/-.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Arvapalli Shiva Sainath, Advocate for the Petitioner and Sri Jithender Rao Veeramalla, Additional Public Prosecutor on behalf of the Respondents.

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HONOURABLE SRI JUSTICE J.SREENIVAS RAO

CRIMINAL PETITION No.9304 of 2026

Date: 23.06.2026

Between:

Koirivi Raviteja

...Petitioner

AND

The State of Telangana and two others.

...Respondents

ORDER

This Criminal Petition has been filed seeking a direction to the Deputy Commissioner of Prohibition and Excise, Warangal Division, Warangal, to release the petitioner's vehicle, namely, Ashok Leyland Dost, bearing Registration No.AP-39-TT-3752, which was seized in C.O.R.No.300 of 2026, dated 26.04.2026, of Prohibition and Excise Station, Mahabubabad.

2. Heard Mr.A.Shiva Sainath, learned counsel for the petitioner and Mr.Veeramalla Jithendar Rao, learned Additional Public Prosecutor for the respondents.

3. Learned counsel for the petitioner submitted that the petitioner is the owner of the vehicle, namely, Ashok Leyland Dost, bearing Registration No.AP-39-TT-3752. The petitioner has not committed any offence. However, the petitioner's vehicle was taken into custody by the Excise Police for the offences under Section 34(e) of the Telangana State Excise Act, 1968 (for short 'TSEA') and Sections 7(A) read with 8(e) of the Telangana State Prohibition Act, 1995 (for short 'TSPA') in C.O.R.No.300 of 2026, on the alleged ground that petitioner along with other accused was transporting black jaggery, alum, and 20 litres of I.D. liquor.

4. Learned counsel further submitted that the said vehicle is presently in the custody of respondent No.2. Unless the subject vehicle is released, the petitioner will be put to great hardship, as he is eking out his livelihood based on the said vehicle. He further submitted that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court and, therefore, requested this Court to release the said vehicle.

5. *Per contra*, learned Additional Public Prosecutor submitted that the petitioner, without approaching respondent No.2, by submitting an appropriate application for release of the vehicle, has

straightaway approached this Court and filed the present Criminal Petition.

6. By way of reply, learned counsel for the petitioner submitted that, in similar circumstances, this Court disposed of CrI.P.No.8425 of 2024, and the petitioner is also entitled to the same relief.

7. Having considered the rival submissions made by the respective parties and upon perusal of the record, it reveals that the petitioner is the owner of the vehicle, namely, Ashok Leyland Dost, bearing Registration No.AP-39-TT-3752. However, his vehicle is involved in the said crime for the offences under Section 34(e) of the TSEA and Sections 7(a) r/w 8(e) of the TSPA. It is not in dispute that the vehicle is in the custody of respondent No.2.

8. Taking into consideration the peculiar facts and circumstances of the case, this Court is inclined to grant interim custody of the vehicle, namely, Ashok Leyland Dost, bearing Registration No.AP-39-TT-3752, on the condition that the petitioner executes a personal bond for a sum of Rs.25,000/- (Rupees Twenty-Five Thousand only) with two sureties to the satisfaction of respondent No.2. The petitioner shall also furnish an

undertaking that he shall not alienate the vehicle or change its physical features. Respondent No.2 shall write to the RTA Authority not to transfer the vehicle in favour of any third party without clearance from the Excise Department. Needless to state, the release of the vehicle is subject to the orders that may be passed by respondent No.2 pursuant to the enquiry to be conducted under the provisions of the Prohibition Act.

9. Accordingly, the criminal petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

**SD/- A.H.S.GOWRI SHANKAR
ASSISTANT REGISTRAR**

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SECTION OFFICER

To,

1. The Deputy Commissioner of Prohibition and Excise, Warangal Division.
2. The Station House Officer, Prohibition and Excise Station, Mahabubabad
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
4. One CC to Sri Arvapalli Shiva Sainath, Advocate [OPUC]
5. Two CD Copies

ABK /KA

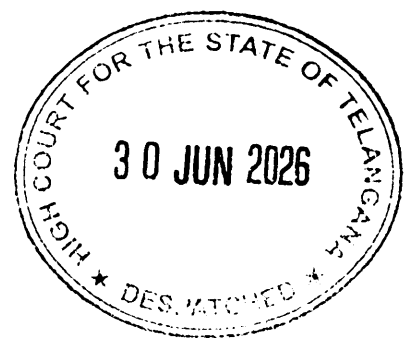
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HIGH COURT

DATED: 23/06/2026

ORDER

CRLP.No.9304 of 2026



DISPOSING OF THE CRIMINAL PETITION

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