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

WEDNESDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SMT JUSTICE TANGIRALA MADHAVI DEVI

WRIT PETITION NO: 33757 OF 2026

Between:

Beige Ganesh, S/o Beige Hanmandlu, aged about 35 years, Occ- Business, R/o H.No. 4-4, Fathepoor Village, Kalher Mandal, Medak District.

...PETITIONER

AND

1. The State of Telangana, rep. by its Principal Secretary, Home Department, Secretariat, Hyderabad
2. The Station House Officer, Police Station Nizamsagar, Kamareddy District.
3. The Mandal Parishad Development Officer, Mohammad Nagar Mandal, Kamareddy District.
4. The Assistant Director, Mines AND Geology Kamareddy 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 seizing and continued detention of the Petitioner's TATA HITACHI ZAXIS 220 GI Hydraulic Excavator, Model 2016, bearing Invoice No. 38692892, in connection with Crime No. 135/2026 of Police Station Nizamsagar, Kamareddy District, as illegal, arbitrary and without authority of law and violative of Articles 14, 21 and 300A of the Constitution of India and to consequently direct the Respondents to release the said vehicle forthwith in favour of the Petitioner by accepting third party surety.

I.A. NO: 1 OF 2026

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 herein to forthwith release the Petitioner's TATA HITACHI ZAXIS 220 GI Hydraulic Excavator, Model 2016, bearing Invoice No. 38692892,seized in FIR No. 135/2026 dt. 29-9-2026, pending disposal of the main Writ Petition.

Counsel for the Petitioner: SRI M.BHUSHAN REDDY
Counsel for the Respondent Nos.1 & 2: SRI D.PRADEEP, AGP FOR HOME
Counsel for the Respondent No.3: SRI K.PRADEEP REDDY, SC FOR MPPZPP
Counsel for the Respondent No.4: GP FOR MINES & GEOLOGY

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE SMT.JUSTICE TANGIRALA MADHAVI DEVI

WRIT PETITION No.33757 of 2026
(CNR No. HBHC010689722026)

DATE: 07.10.2026

Between:

Belge Ganesh ... Petitioner

AND

The State of Telangana and others ... Respondents

:: ORDER ::

Challenging the action of respondent No.2 in seizing and continuing to detain the petitioner's TATA Hitachi Zaxiz 220 GI Hydraulic Excavator, Model 2016, bearing Invoice No.38692892, the present writ petition has been filed.

2. Heard Sri M. Bhushan Reddy, learned counsel for the petitioner, and Sri D. Pradeep, learned Assistant Government Pleader for Home, appearing for respondents No.1 and 2.

3. The learned counsel for the petitioner submitted that the petitioner has not been made an accused in Crime No.135 of 2026 on

the file of Nizamsagar Police Station, Kamareddy District, and yet the vehicle has been seized and the police are not permitting the petitioner to take the vehicle. The petitioner has also filed photographs of the vehicle lying in the field.

4. The learned Assistant Government Pleader for Home, on oral instructions, submitted that the petitioner has subsequently been added as an accused and that the vehicle has also been deposited with the Judicial First Class Magistrate at Banswada. A copy of Form 60 has also been filed before this Court. In view thereof, the petitioner is directed to approach the concerned Court for release of the vehicle.

5. At this juncture, the learned counsel for the petitioner submitted that, since the subject vehicle does not have the original invoice and the same is with Shriram Finance Limited, as the said vehicle is hypothecated to Shriram Finance Limited, and the Trial Court is not entertaining any application in the absence of the original documents.

6. In view of the same, the petitioner is permitted to obtain a certified copy of the original invoice from Shriram Finance Limited, along with a certificate stating that the petitioner is the owner of the

vehicle, and that the same is hypothecated to Shriram Finance Limited and on production of such documents from Shriram Finance Limited and if the facts as stated by the petitioner are found to be true, the Trial Court shall consider the same for release of the vehicle.

7. Accordingly, the writ petition is disposed of. There shall be no order as to costs.

Miscellaneous applications, if any, pending shall stand closed.

SD/- P. PRAMOD NAIK
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal Secretary, Home Department, Secretariat, Hyderabad, State of Telangana.
2. The Station House Officer, Police Station Nizamsagar, Kamareddy District.
3. The Mandal Parishad Development Officer, Mohammad Nagar Mandal, Kamareddy District.
4. The Assistant Director, Mines AND Geology Kamareddy District.
5. One CC to SRI M.BHUSHAN REDDY, Advocate [OPUC]
6. Two CCs to GP FOR HOME, High Court for the State of Telangana, at Hyderabad. [OUT]
7. Two CCs to GP FOR MINES & GEOLOGY, High Court for the State of Telangana, at Hyderabad. [OUT]
8. One CC to SRI K.PRADEEP REDDY, SC FOR MPPZPP [OPUC]
9. Two CD Copies

PSK.

CC TODAY

HIGH COURT

DATED: 07/10/2026

ORDER
WP.No.33757 of 2026



DISPOSING OF THE WRIT PETITION

WITHOUT COSTS.

13 CKM
9/10/26