

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE FIFTH DAY OF JULY  
TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE BATTU DEVANAND

IA No. 1 OF 2022

IN

WP NO: 17652 OF 2022

Between:

Basavaraja, aged 30 yrs S/o Dodda Mareppa, R/o 2<sup>nd</sup> Ward, Chalavadi Street  
Korlagundi, Bellari, Karnataka-583103

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Civil Supplies Department, Secretariat Buildings, Velagapudi, Guntur District.
2. The District Collector, Anantapuramu
3. The Joint Collector, Anantapuramu District.
4. The Station House Officer, D.Hirehal Police Station Anantapur District.
5. The Head Constable-HC 214 D.Hirehal Police Station, Anantapuramu District.

...Respondents

Counsel for the Petitioner :SRI HARISH KUMAR RASINENI

Counsel for the Respondent Nos.1 to 3:GP FOR CIVIL SUPPLIES

Counsel for the Respondent Nos.4 & 5: GP FOR HOME

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents to release the Ashok Leyand goods vehicle bearing no. KA 34C1398, which is seized by the 5<sup>th</sup> respondent on 16.11.2021, pending disposal of WP No. 17652 of 2022, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following;

ORDER:

"Having heard the submissions of the learned counsel for the petitioner and the learned Government Pleader for Home and the learned Government Pleader for Civil Supplies and upon perusal of the material available on record, it is clear that the 5<sup>th</sup> respondent has no authority to seize the petitioner vehicle. The validity of the search and seizure made pursuant to the Panchanama dated 16.11.2021 will be decided after filing affidavits by the respondents.

Meanwhile, the respondents are directed to release the seized vehicle of the petitioner forthwith to the petitioner on execution of personal bond stating that the vehicle will be produced before the competent authority as and when required for any enquiry and the vehicle will not be alienated or mortgaged during the pendency of the proceedings."

//TRUE COPY//

Sd/- A. VIJAY BABU  
ASSISTANT REGISTRAR

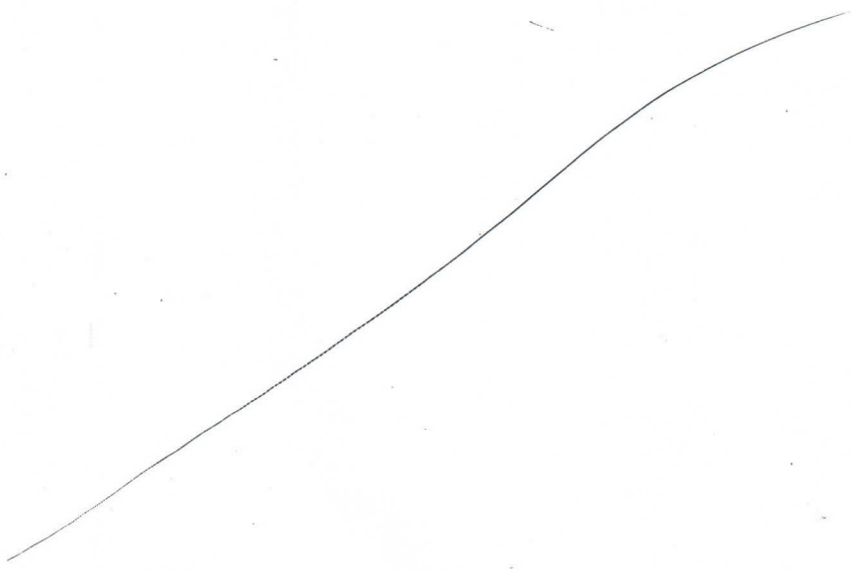
SECTION OFFICER

To,

1. The Principal Secretary, Civil Supplies Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Guntur District.
2. The District Collector, Anantapuramu
3. The Joint Collector, Anantapuramu District.

4. The Station House Officer, D.Hirehal Police Station Anantapur District.
5. The Head Constable-HC 214 D.Hirehal Police Station, Anantapuramu District.  
(1 to 5 By RPAD)
6. One CC to Sri. Harish Kumar Rasineni, Advocate [OPUC]
7. Two CCs to GP for Civil Supplies, High Court of Andhra Pradesh. [OUT]
8. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
9. One spare copy.

MSB



**HIGH COURT**

**DEV,J**

**DATED:05/07/2022**

**ORDER**

**POST THE MATTER ON 12.07.2022**

**IA NO.1 OF 2022  
IN  
WP.No.17652 of 2022**

**INTERIM DIRECTION**

