

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

TUESDAY ,THE TENTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY SIX

**:PRESENT:**  
**THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL**

**WRIT PETITION NO: 3928 OF 2026**

**Between:**

Syed Ibrahim, S/o Late Syed Hussain.

**Petitioner**

**AND**

1. The State of Telangana, rep. by its Principal Secretary, Prohibition and Excise Department, Hyderabad.
2. The Deputy Commissioner of Prohibition and Excise, Medak Division at Sangareddy
3. The District Prohibition and Excise Officer, Sangareddy District
4. The Station House Officer, Prohibition and Excise Station, Patancheru

**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 respondent authorities in illegal seizure, purported confiscation and auction of the Petitioner's vehicle i.e. Eicher DCM, bearing registration No. TS 07 UA 0544 allegedly in connection with an NDPS offence, without issuing or serving any valid notice upon the petitioner, who is the registered owner of the Vehicle and not an accused in the crime and declare the auction of the Petitioner's vehicle i.e. Eicher DCM, bearing registration No.TSO7UA 0544 as being improper, illegal, void, arbitrary, unjust and unconstitutional and consequently set aside the auction proceedings dated.02-12-2025 conducted by the respondent No.2 and consequently the Hon'ble Court may be pleased to grant interim custody of the vehicle i.e. Eicher DCM, bearing registration No.TSO7UA 0544 to the petitioner and the petitioner shall produce the vehicle as and when directed by the court and to grant.

**IA NO: 1 OF 2026**

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 grant interim custody of the vehicle i.e. Eicher DCM, bearing registration No. TS 07 UA 0544 to the petitioner and the petitioner shall produce the vehicle as and when directed by the court, pending disposal of WP 3928 of 2026, on the file of the High Court.

**IA NO: 2 OF 2026**

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 stay of all further auction proceedings dated. 02-12-2025 conducted by the Respondent No.2, pending disposal of WP 3928 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Ms. Tasleem Fatima, learned counsel representing SRI MOHAMAD ABDUL QUAYAM Advocate for the Petitioner, GP FOR PROHIBITION and EXCISE for the Respondents, the Court made the following.

**ORDER**

**Notice before admission.**

**Learned Government Pleader for Prohibition and Excise takes notice on behalf of respondents and waives further notice.**

**Ms. Tasleem Fatima, learned counsel representing learned counsel for the petitioner, appearing on-line, submits that respondent No.2 has conducted auction of the petitioner's vehicle i.e., Eicher DCM bearing registration No. TS 07 UA 0544, without issuing notice as required under Section 60 of NDPS Act or under any confiscation proceedings. Aggrieved thereby, the petitioner filed the present Writ Petition and seeks indulgence of this Court, to pass appropriate orders.**

**Learned Government Pleader for Prohibition and Excise contends that notice was served upon the petitioner on 16.09.2025. But the petitioner failed to submit any reply to the said notice. Later, on 06.12.2025, the subject vehicle was auctioned for a sum of Rs.4,02,000/- as against its upset price of Rs.3,68,000/- and accordingly, handed over to the highest bidder.**

**It is required to examine whether any notice has been served upon the petitioner before auctioning the vehicle.**

Learned Government Pleader for Prohibition and Excise seeks time to obtain instructions on the said aspect and make submissions.

List on 17.03.2026.

SD/-K.BHAVANI SWAMY  
ASSISTANT REGISTRAR

//TRUE COPY//

  
SECTION OFFICER

To,

1. The Principal Secretary, Prohibition and Excise Department, State of Telangana, Hyderabad. (by SPAD)
2. The Deputy Commissioner of Prohibition and Excise, Medak Division at Sangareddy (by SPAD)
3. The District Prohibition and Excise Officer, Sangareddy District (by SPAD)
4. The Station House Officer, Prohibition and Excise Station, Patancheru (by SPAD)
5. One CC to SRI. MOHAMAD ABDUL QUAYAM Advocate [OPUC]
6. Two CCs to GP FOR PROHIBITION & EXCISE ,High Court at Hyderabad. [OUT]
7. One spare copy  
SRT

HIGH COURT

EVVJ

DATED:10/02/2026

List on 17.03.2026

ORDER

WP.No.3928 of 2026

DIRECTION

