

HIGH COURT FOR THE STATE OF TELANGANA : HYDERABAD

MAIN CASE NO: WRIT PETITION No.7622 of 2026

PROCEEDING SHEET

SL. NO	DATE	ORDER	OFFICE NOTE
01.	12.03.2026	<u>EVV, J</u> Notice before admission. Mr. R.Laxmikanth Reddy, learned Assistant Government Pleader for Prohibition and Excise, takes notice for respondent Nos.1 to 4, waives further notice and seeks time to get instructions. Learned Assistant Government Pleader for Prohibition and Excise on instructions would submit that the Prohibition and Excise Sub-Inspector, STF Hyderabad, on 15.04.2025 at 6:45 A.M, conducted route watch at outskirts of Vellikatte Village, Thorur Mandal, stopped and searched the petitioner's vehicle i.e., Maruthi Suzuki Swift Desire B.No.TS 24 F 0796 and found (05) Liters of ID Liquor, (400) Kgs of Black Jaggery and (100) Kgs of Alum, and registered a case in COR No.185 of 2025 dated 15.04.2025 under Sections 7(A) r/w 8(e) of Telangana State Prohibition Act, 1955/34(e) of Telangana State Excise Act, 1968. Learned Assistant Government Pleader further submits that a show cause notice has been issued to the owner of the vehicle <i>vide</i> Cr.No.529/2025/PE/B4 dated 26.05.2025 and the said notice has been sent through registered post dated 08.07.2025 and the same was delivered to the owner of the vehicle on	Tr. to IO folder before corrections. B/o. sus

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		16.07.2025. Learned Assistant Government Pleader further submits that the chemical analysis report reveals that the illicitly distilled liquor is unfit for human consumption and injurious to health and the Deputy Commissioner of Prohibition and Excise, Warangal has issued confiscation orders on 04.08.2025 and the same has been sent through registered post dated 22.08.2025 and delivered to the owner of the vehicle on 23.08.2025. Thereafter, made over orders were issued on 07.11.2025 to DPEO Mahabubabad for auction of the vehicle and the vehicle is ready for auction. Learned counsel for the petitioner submits that the petitioner is the owner of the said vehicle and is not arrayed as accused in the said crime. Learned counsel further submits that though the vehicle has already been confiscated, copy of the COR has not been furnished to the petitioner. Except stating that the petitioner is not an accused in the said crime, the petitioner has not has not been enclosed copy of the said crime to this writ petition. A perusal of the written instructions would reveal that confiscation orders dated 04.08.2025 have been passed by the Deputy Commissioner of Prohibition and Excise, Warangal and the same were delivered to the	

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		petitioner on 23.08.2025 and it is sufficient to establish that the petitioner has been served with the notice. It is a matter on record that the petitioner has filed an Appeal under Section 46 of the Telangana Excise Act, 1968 r/w Section 13 of the Telangana Prohibition Act, 1995 before respondent No.2. Since the petitioner has preferred an Appeal before respondent No.2 and the same is pending, conducting auction of the said vehicle would ultimately curtail the rights of the petitioner against the confiscation orders and would amount to ceasing the rights of the petitioner to agitate his rights in the Appeal. In view of the above, respondent No.2 is directed to conduct appropriate proceedings on the Appeal filed by the petitioner and pass appropriate orders as expeditiously as possible. Respondent No.2 is further directed not to take any steps for conducting auction of the said vehicle. List on 23.04.2026. _____ EVV, J sus	

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