

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

**THURSDAY, THE SECOND DAY OF APRIL  
TWO THOUSAND AND TWENTY SIX**

**PRESENT**

**THE HONOURABLE SRI JUSTICE J SREENIVAS RAO**

**CRIMINAL PETITION NO: 4685 OF 2026**

**Between:**

Bayya Ramesh, S/o. Mallaiah, Aged 43 years, Occ: Owner of Vehicle, R/o. 1-72/3, Karkapalle Village, Ghanpur Mandal, Jayashankar Bhupalpally District, Telangana-506168.

**...PETITIONER/Owner of Ashok Leyland Lorry  
bearing Registration NO. TS-03-UB-3066**

**AND**

1. The State of Telangana, through S.H.O., Kuravi Police 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, Kuravi Police Station, Mahabubabad District

**...RESPONDENTS/COMPLAINANT**

Petition under Section 528 of BNSS read with 503 of B.N.S.S., 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 2<sup>nd</sup> respondent herein to forthwith release the Petitioners Ashok Leyland lorry bearing Registration No TS 03 UB 3066 seized in F.I.R.No.58 of 2026 dated 19.03.2026 and Complaint on the file of Kuravi Police 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 Sai Nath, Advocate for the Petitioner and Mr. Jithender Rao Veeramalla, Additional Public Prosecutor for the State of Telangana 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.4685 of 2026**

**Date: 02.04.2026**

**Between:**

Bayya Ramesh

...Petitioner

AND

The State of Telangana,  
Through SHO., Kuravi Police Station,  
Mahabubabad District, rep by  
its Public Prosecutor, High Court for the  
State of Telangana Hyderabad 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 lorry bearing Registration No.TS-03-UB-3066, which was seized in FIR No.58 of 2026, dated 9.03.2026, of Kuravi Police Station, Mahabubabad District.

2. Heard Mr. A.Shiva Sainath, learned counsel for the petitioner and Mr.Jithendar Rao Veeramalla, 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 lorry bearing Registration No.TS-03-UB-3066. The petitioner was not arrayed as an accused and 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 (for short 'TSEA') and Sections 7(a) read with 8(c) of the Telangana State Prohibition Act (for short 'TSPA') in Crime No.58 of 2026 on the alleged ground that accused in the said crime was transporting black jaggery, alum, and 20 liters of I.D. liquor.

4. Learned counsel further submitted that the said vehicle is presently in the custody of respondent No.3. Unless the subject vehicle is released, the petitioner will be put to great hardship, as he is eking out his livelihood depending upon the income derived from the said vehicle and petitioner has to pay monthly installments to the respective drivers and also pay salaries to the drivers and cleaners. 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 Police seized 140 bags of black jaggery weighing 7000 kgs, 20 bags of alum weighing 1000 kgs and 20 litres of ID liquor and the petitioner is not entitled to seek release of vehicle till disposal of the proceedings.

6. Having considered the rival submissions made by the respective parties and upon perusal of the record, the petitioner is the owner of the vehicle i.e., Ashok Leyland lorry bearing Registration No.TS-03-UB-3066 seized on 9.03.2026 in connection with Crime No.58 of 2026, however, the petitioner is not arrayed as an accused in the crime. After perusal of written instructions furnished by learned Additional Public Prosecutor, dated 25.03.2026, it appears that the entire investigation is completed and Investigating Officer is going to file charge sheet. Hence, this Court is of the view that if subject vehicle is released, no prejudice is going to cause to the prosecution.

7. Taking into consideration the peculiar facts and circumstances of the case, this Court is inclined to grant interim

custody of the crime vehicle i.e., Ashok Leyland lorry bearing Registration No.TS-03-UB-3066, on the condition that the petitioner executes a personal bond for a sum of Rs.50,000/- (Rupees Fifty 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 till disposal of case. The petitioner shall produce the vehicle before Investigating Officer or before concerned Court when it is required. 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.

8. Accordingly, the criminal petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

**Sd/- AHMED ABDULLA KHAN**  
**ASSISTANT REGISTRAR**

//TRUE COPY//

**SECTION OFFICER**

To

1. The Station House Officer, Kuravi Police Station, Mahabubabad District
2. Two CCs to Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
3. One CC to Sri. Arvapalli Shiva Sai Nath, Advocate [OPUC]
4. Two CD Copies

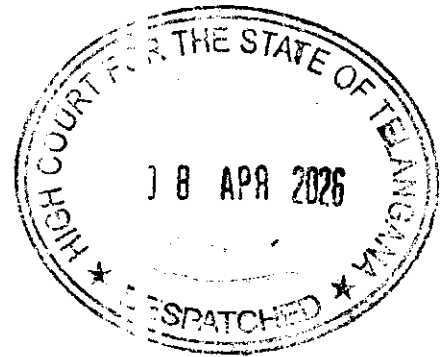
Pr/kam

**HIGH COURT**

**DATED: 02/04/2026**

**ORDER**

**CRLP.No.4685 of 2026**



**DISPOSING OF THE CRL.PETITION**

⑦  
08/04/26  
V.K.