

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

**AT HYDERABAD  
(Special Original Jurisdiction)**

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

**PRESENT**

**THE HONOURABLE MRS JUSTICE SUREPALLI NANDA**

**WRIT PETITION NO: 12489 OF 2026**

**Between:**

**MAHAMADNAIM RAHIMBHAI BAKROLIA @ BAKROLIYA  
MAHAMADNAIM, S/ o Rahimbhai Bakrolia, Age.33 years, Occu: owner of  
Lorry, R/o H.no.18, Gestahaus Road, Pachala road, Near Vadafone Tower,  
Meghraj Sabarkantha, Gujarath-383350**

**...PETITIONER**

**AND**

1. The State of Telangana, Rep.by Principal Secretary Consumer Affairs Food and Civil Supplies T.S. Secretariat Buildings Hyderabad
2. The District Collector, civil supplies Rangareddy district.
3. Deputy Tahsidlar Civil supplies, Chevella Division O/o DCSO, Rangareddy district.
4. The Station House Officer, Moinabad Police station Future City Commissionerate, Rangareddy 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 order direction or Writ more particularly one in the nature of Writ of Mandamus declaring the action of respondent no.4 in registering the case vide FIR no. 208 of 2026 Us 318(4) r/w 3(5) BNS and section 7 of Essential commodities Act against the petitioner as illegal arbitrary without the sanction of law against the principles of natural justice and also violation of Articles 1419 and 21 of the Constitution of India and consequently direct the respondent No 2 to release the

seized vehicle of the petitioner vehicle lorry bearing number GJ31U0583 (TATA MOTORS LIMITED) to the petitioner.

**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 2nd respondent to release the lorry bearing no.GJ31U0583 (TATA MOTORS LIMITED) to the petitioner which were seized in connection with FIR no.208 of 2026 Us 318(4) r/w 3(5) BNS and Section 7 of Essential commodities Act of P.S.Moinabad Future City Commissionerate, Rangareddy district pending disposal of Writ petition and pass

**Counsel for the Petitioner: SRI. DASI RAMESH**

**Counsel for the Respondents No 1 To 3: AGP FOR CIVIL SUPPLIES**  
**Counsel for the Respondent No.4: AGP FOR HOME**

**The Court made the following: ORDER**

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

**HON'BLE MRS. JUSTICE SUREPALLI NANDA**

**WRIT PETITION No.12489 OF 2026**

**DATE: 22.04.2026**

**Between :**

Mahamadnaim Rahimbhai Bakrolia

@ Bakroliya Mahamadnaim

... **Petitioner**

**A n d**

The State of Telangana,  
Rep. by its Principal Secretary,  
Consumer Affairs, Food and Civil Supplies,  
T.S. Secretariat Buildings, Hyderabad  
and others

... **Respondents**

**ORDER**

**Heard Sri Dasi Ramesh, learned counsel  
appearing on behalf of the petitioner, learned  
Assistant Government Pleader for Civil Supplies  
appearing on behalf of the respondent Nos.1 to 3 and  
the learned Assistant Government Pleader for Home  
appearing on behalf of the respondent No.4.**

**2. The petitioner approached the Court seeking prayer as under:**

"...to issue an order, direction or Writ more particularly one in the nature of Writ of Mandamus declaring the action of respondent no.4, in registering the case vide FIR no. 208 of 2026 U/s 318(4) r/w 3(5) BNS and section 7 of Essential commodities Act against the petitioner as illegal, arbitrary, without the sanction of law against the principles of natural justice and also violation of Articles 14, 19 and 21 of the Constitution of India and consequently direct the respondent No 2 to release the seized vehicle of the petitioner vehicle lorry bearing number GJ31U0583 (TATA MOTORS LIMITED) to the petitioner and be pleased to pass..."

**3. The case of the petitioner in brief as per the averments made in the affidavit filed by the petitioner in support of the present Writ Petition is as under:-**

The petitioner is the owner of a lorry bearing Registration No. GJ31 U0583 and earns his livelihood by renting out the said vehicle. On 10.04.2026, one Vaijinath Jamedar of M/s Balaji Traders hired the petitioner's lorry for transportation of rice from Rajendranagar, Hyderabad to Madhya Pradesh with valid invoices. While the vehicle was in transit, it was intercepted on 11.04.2026 by the officials of Civil Supplies Department within the limits of Moinabad Police Station. Despite the driver producing valid documents, the

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officials seized the lorry and rice on the ground that it was PDS rice and registered FIR No.208/2026 under relevant provisions of BNS and the Essential Commodities Act. Aggrieved by the same, the petitioner approached this Court by filing the present writ petition.

**DISCUSSION AND CONCLUSION:**

4. Learned counsel appearing on behalf of the petitioner submits that the issue involved in the present writ petition is squarely covered by the order of this Court dated 12.03.2026 passed in W.P.No.7611 of 2026, and hence, the petitioner in the present writ petition is also entitled for the same relief as extended to the petitioner in W.P.No.7611 of 2026.

5. **Learned Assistant Government Pleader for Civil Supplies appearing on behalf of the respondent Nos.1 to 3 and the learned Assistant Government Pleader for Home appearing on behalf of the respondent No.4 do not dispute the said submission made by the learned counsel appearing on behalf of the petitioner.**

**6. TAKING INTO CONSIDERATION:**

a) The aforesaid facts and circumstances of the case,

b) The submissions made by the learned counsel appearing on behalf of the petitioner, learned Assistant Government Pleader for Civil Supplies appearing on behalf of the respondent Nos.1 to 3 and the learned Assistant Government Pleader for Home appearing on behalf of the respondent No.4,

c) The discussion and conclusion as arrived at paragraph Nos.4 and 5 of the present order,

The Writ Petition is disposed of directing the respondents to release the petitioner's vehicle i.e., lorry bearing Registration No. GJ31 U0583 subject to the petitioner furnishing bank guarantee by way of fixed deposit for a sum of Rs.50,000/- (Rupees Fifty Thousand only) in favour of respondent No.2 and also furnishing undertaking that the petitioner will not alienate the subject vehicle or alter its nature or

**create any encumbrance on it. The release of the vehicle shall be subject to the outcome of the confiscation proceedings under Section 6-A of the Essential Commodities Act, 1955. The petitioner is also directed to appear before the authorities and co-operate with the proceedings under Section 6-A of the Act. There shall be no order as to costs.**

Miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed.

SD/-A. JAYASREE  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary Consumer Affairs Food and Civil Supplies State of Telangana, T.S. Secretariat Buildings Hyderabad
2. The District Collector, civil supplies Rangareddy district.
3. Deputy Tahsidar Civil supplies, Chevella Division, O/o DCSO, Rangareddy district.
4. The Station House Officer, Moinabad Police station, Future City Commissionerate, Rangareddy district
5. One CC to SRI. DASI RAMESH, Advocate [OPUC]
6. Two CCs to GP FOR CIVIL SUPPLIES, High Court for the State of Telangana, at Hyderabad [OUT]
7. Two CCs to GP FOR HOME, High Court for the State of Telangana At Hyderabad. [OUT]
8. Two CD Copies

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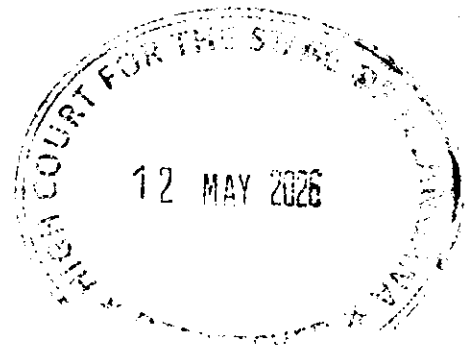
**HIGH COURT**

**CC TODAY**

**DATED: 21/04/2026**

**ORDER**

**WP.No.12489 of 2026**



**DISPOSING OF THE WRIT PETITION  
WITHOUT COSTS**

(12) NT  
#12/26.