



2026:TSHC:8517

[3252]

IN THE HIGH COURT FOR THE STATE OF TELANGANA

**AT HYDERABAD
(Special Original Jurisdiction)**

**WEDNESDAY, THE SIXTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 12873 OF 2026

Between:

Surapaneni Dilip, S/o Surapaneni Suresh, Aged 38 yrs, Occ: Business, R/o
H.no 40-25-30 Masjid Street, Patamata Lanka, Vijayawada Urban, NTR,
Andhra Pradesh - 520010

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary, Transport Department, Secretariat, Hyderabad.
2. The Joint Transport Commissioner AND Secretary (RTA), Office of the SRTA, Khairatabad Central Zone, Hyderabad
3. The Deputy Transport Commissioner, Ranga Reddy District. Telangana
4. The Assistant Motor Vehicle Inspector, O/o, RTA, RR District, Telangana.

...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 4th Respondent in seizing the Petitioner's goods vehicle bearing No. AP 07TH 5019, pursuant to Vehicle Check Report No. 429556 dated 17.04.2026, as illegal, arbitrary, and unconstitutional, being violative of Article 19(1)(g) of the Constitution of India and consequently direct Respondent Nos. 2 and 3 to forthwith release the said vehicle upon collection of the



2026:TSHC:8517

applicable compounding amount as prescribed under Section 200(1) of the Motor Vehicles Act, 1988.

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 Respondents to forthwith release the Petitioner's vehicle bearing No. AP 07 TH 5019, pending disposal of the above writ petition, on such terms and conditions as this Hon'ble Court may deem fit and proper

Counsel for the Petitioner: SRI. KAMPALLI UDAY KANTH

Counsel for the Respondents: AGP FOR TRANSPORT

The Court made the following: ORDER



2026:TSHC:8517

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

HON'BLE MRS. JUSTICE SUREPALLI NANDA

WRIT PETITION No.12873 OF 2026

DATE: 06.05.2026

Between:

Surapaneni Dilip

...Petitioner

And

The State of Telangana,
Represented by its Principal Secretary,
Transport Department, Secretariat
Hyderabad and others

...Respondents

ORDER

**Heard Sri Kampalli Uday Kanth, Reddy, learned
counsel appearing on behalf of the petitioner and the
learned Assistant Government Pleader for Transport
appearing on behalf of the respondents.**

2. The petitioner approached the Court seeking

prayer as under:

"...to issue an appropriate Writ, Order or
Direction, more particularly one in the nature of Writ of
Mandamus, declaring the action of the 4th Respondent



in seizing the Petitioner's goods vehicle bearing No.AP07TH5019, pursuant to Vehicle Check Report No.429556 dated 17.04.2026, as illegal, arbitrary, and unconstitutional, being violative of Article 19(1)(g) of the Constitution of India; and consequently direct Respondent Nos.2 and 3 to forthwith release the said vehicle upon collection of the applicable compounding amount as prescribed under Section 200(1) of the Motor Vehicles Act, 1988 and pass such other and further order(s) as this Hon'ble Court may deem fit and proper in the interest of justice."

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 registered owner of the goods vehicle bearing Registration No. AP 07 TH 5019. On 17.04.2026, the respondent authorities intercepted the petitioner's vehicle at Shamshabad while the vehicle was transporting TMT Bars from Parigi to Vijayawada and issued Vehicle Check Report No.429556 alleging overloading of 9,300 kgs, non-production of vehicle documents at the time of checking, violation of permit conditions, and liability to pay Telangana State Life Tax. Pursuant thereto, the vehicle was seized and detained under Section 207 of the Motor Vehicles Act read with Sections 113 and 114 of the Motor Vehicles Act and Section 8 of the TGMVT Act. Aggrieved by



the same, the petitioner approached this Court by filing the present writ petition.

4. PERUSED THE RECORD:

A) The relevant portion of the order of this Court dated 27.11.2025 passed in W.P.No.36046 of 2025 is extracted hereunder:

"4. In view of the aforesaid statutory provisions, ends of justice would be met if the respondents are directed to consider release of the subject vehicle forthwith to the petitioner on his fulfillment of the following conditions:

- 1) He shall deposit Rs.20,000/- and an additional amount of Rs.2,000/- per tonne of excess load;
 - 2) He shall also pay the charges, intimated to him by the respondents, for off-loading of the excess permissible weight;
 - 3) He shall furnish an undertaking to produce the subject vehicle as and when required to be produced before the jurisdictional Magistrate; and
 - 4) He shall file proof of ownership documents before the concerned Authority.
5. The Writ Petition is disposed of accordingly. The miscellaneous petitions pending, if any, shall also stand disposed of. There shall be no order as to costs."

DISCUSSION AND CONCLUSION:

5. 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 27.11.2025 passed in W.P.No.36046 of 2025, 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.36046 of 2025.

6. Learned Assistant Government Pleader for Transport appearing on behalf of the respondents does not dispute the said submission made by the learned counsel appearing on behalf of the petitioner.

7. 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 and the learned Assistant Government Pleader for Transport appearing on behalf of the respondents,
- c) The orders of this Court dated 27.11.2025 passed in W.P.No.36046 of 2025 (referred to and extracted above),



d) The discussion and conclusion as arrived at paragraph Nos.5 and 6 of the present order,

The Writ Petition is disposed of in similar lines of the order of this Court dated 27.11.2025 passed in W.P.No.36046 of 2025. The respondents are directed to consider release of the subject vehicle bearing Registration No.AP 07 TH 5019 forthwith to the petitioner, subject to fulfillment of the following conditions:

- i. The petitioner shall deposit the applicable compounding fee/penalty together with an additional amount at the rate prescribed for the alleged excess load of 9,300 kgs;
- ii. The petitioner shall also pay the charges, if any, intimated by the respondents towards off-loading of the excess permissible load;
- iii. The petitioner shall furnish an undertaking before the concerned authority to produce the subject vehicle as and when required before the competent authority/Court;



- iv. **The petitioner shall produce proof of ownership and other valid vehicle documents before the concerned authority.**
- v. **Upon compliance with the above conditions, the respondents shall release the subject vehicle forthwith, if the vehicle is not required in connection with any other case or proceedings.**

Miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed. There shall be no order as to costs.

//TRUE COPY//

SD/- B. REKHA RANI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Transport Department, State of Telangana, Secretariat, Hyderabad.
2. The Joint Transport Commissioner AND Secretary (RTA), Office of the SRTA, Khairatabad Central Zone, Hyderabad
3. The Deputy Transport Commissioner, Ranga Reddy District. Telangana
4. The Assistant Motor Vehicle Inspector, O/o, RTA, RR District, Telangana.
5. One CC to SRI. KAMPALLI UDAY KANTH, Advocate [OPUC]
6. Two CCs to GP FOR TRANSPORT, High Court for the State of Telangana, at Hyderabad [OUT]
7. Two CD Copies

DAN

GJP

[Signature]



2026:TSHC:8517

HIGH COURT

CC TODAY

DATED: 06/05/2026

ORDER

WP.No.12873 of 2026



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

10 copies
Pvr
01/06/2026