

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**TUESDAY, THE FIFTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 15759 OF 2026

Between:

VADLAMUDI NARENDRA BABU, S/o V.Venkateshwarlu, Age 50 years, Occ ;
Business, R/o H.No.4-2 Balappeta Ballepalle Khammam District Khammam.

.....PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary Mines and Geology Department Secretariat Buildings Hyderabad.
2. The Assistant Director Mines and Minerals Mines and Minerals Department, Khammam District.
3. The Tahsildar, Mudigonda Mandal Khammam District.
4. The Station House Officer, Police Station Mudigonda, Khammam 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 appropriate writ order or direction more in the nature of Mandamus declaring the action of the Respondents herein in seizing the Ashok Leyland Ltd Goods Vehicle bearing No AP 16TC 2297 Chassis No MB1KADYC2BAAC4848 of the Petitioner without following any procedure laid down under policy decision taken by the government and in terms of G.O.Ms.No.15 Industries Commerce (Mines-I) Department dated 19/02/2015 as being illegal arbitrary and against the principles of natural justice and violative of Articles 14, 16, 19 (1)(g), 21, 300-A and 301 of Constitution of India and consequently direct the respondents to release the Ashok

Leyland Ltd, Goods Vehicle bearing No AP 16TC 2297 Chassis N MB1KADYC2BAAC4848 of the Petitioner forthwith.

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 herein to release the Ashok Leyland Ltd Goods Vehicle bearing No AP 16TC 2297 Chassis No MB1KADYC2BAAC4848 of the Petitioner forthwith pending the disposal of the writ petition.

Counsel for the Petitioner : SRI B.JITHENDERE

Counsel for the Respondent Nos.1 & 2 : SRI K.SHANTAN RAO, AGP FOR MINES AND GEOLOGY

Counsel for the Respondent No.3 : AGP FOR REVENUE

Counsel for the Respondent No.4 : AGP FOR HOME

The Court made the following ORDER

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

THE HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.15759 OF 2026

DATE: 05-05-2026

Between:

Mr. Vadlamudi Narendra Babu

... Petitioner

AND

**The State of Telangana
Rep. By its Principal Secretary,
Mines and Geology Department,
Secretariat, Hyderabad, and others.**

... Respondents

ORDER : (ORAL)

This writ petition is filed by the petitioner seeking to declare the action of respondent authorities in seizing his Ashok Leyland Goods Vehicle bearing No.AP-16-TC-2297, as being illegal, arbitrary and violative of Articles 14, 16, 19(1)(g), 21, 300-A and 301 of Constitution of India.

2. Heard Mr. B. Jithender, learned counsel for the petitioner, Mr. K. Shantan Rao, learned Assistant Government Pleader for

Mines and Geology, appearing for respondent Nos.1 and 2, learned Assistant Government Pleader for Revenue, appearing for respondent No.3, and learned Assistant Government Pleader for Home, appearing for respondent No.4.

3. Learned Assistant Government Pleader for Mines and Geology and the learned Assistant Government Pleader for Home have taken preliminary objection to the maintainability of the writ petition and submitted that the subject vehicle of the petitioner was seized by respondent No.4 in the course of investigation in Crime No.117 of 2026 of Mudigonda Police Station registered for the offences punishable under Sections 318(4), 303(2) of the Bharatiya Nyaya Sanhita 2023 (BNS).

4. Learned Assistant Government Pleader for Home further submitted that the seized vehicle is deposited before the learned II-Additional Judicial Magistrate of First Class, Khammam, along with Form 60. The jurisdiction lies with the Magistrate for release of the vehicle after the vehicle is deposited

by the Investigation Officer, thus, the petitioner has to approach the concerned Judicial First Class Magistrate.

5. In view of the above, the writ petition is disposed of, directing the petitioner to file application under Section 503 of BNSS or any other appropriate provision for release of the vehicle before the concerned Magistrate. As and when such application is filed, the same shall be disposed of by the concerned Magistrate within a period of three (03) days thereof. There shall be no order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in the writ petition stand closed.

SD/- T. CHANDRA SEKHAR REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To

1. The Principal Secretary, Mines and Geology Department Secretariat Buildings State of Telangana at Hyderabad.
2. The Assistant Director Mines and Minerals Mines and Minerals Department, Khammam District.
3. The Tahsildar, Mudigonda Mandal, Khammam District.
4. The Station House Officer, Police Station Mudigonda, Khammam District.
5. Two CC's to G.P FOR HOME, High Court for the State of Telangana at Hyderabad. (OUT)
6. Two CC's to G.P FOR REVENUE, High Court for the State of Telangana at Hyderabad. (OUT)
7. Two CC's to G.P FOR MINES AND GEOLOGY, High Court for the State of Telangana at Hyderabad. (OUT)
8. One CC to SRI B.JITHENDER, Advocate [OPUC]
9. Two CD Copies

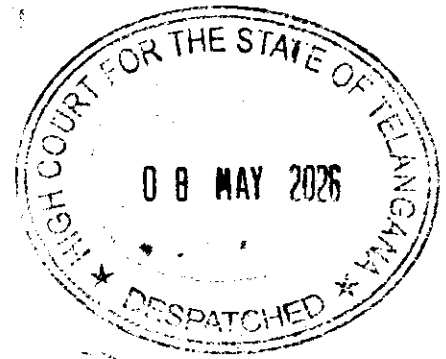
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Py

C.C.TODAY

HIGH COURT

DATED: 05/05/2026



ORDER

WP.No.15759 of 2026

**DISPOSING OF THE W.P
WITHOUT COSTS.**

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08/05/2026