THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No. 12525 OF 2011

Between:	
M.Hanumantha Prasad	
	Petitioner
And	Petitioner
The Deputy Commissioner and Sec Regional Transport Authority, Attapur, R.R. District and another.	cretary,
	Respondents
	_
	-
	-
	-
	_
	-
	-
	-
	-
	- -
	-
	-
	-
	_
	- -
	-
	-
	-
	-
	-
	-

-

-

-

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION No. 12525 OF 2011

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Transport appearing for the respondents.

This writ petition is filed seeking a declaration that the action of the respondents in detaining the vehicle TATA Motors SAFARI DICOR bearing No.KA-34-M-3149 under vehicle check report No.2752327, dated 12.05.2010, is arbitrary and illegal.

The check report dated 12.05.2011 shows that the vehicle was seized on various allegations. Since the enquiry is required to be conducted by the competent authority following due process of law, it is not necessary for this Court to express any opinion as to the correctness of the said allegations. However, pending such enquiry, I deem it appropriate to direct the respondents to release the vehicle in question subject to the condition that the petitioner deposits a sum of Rs.10,000/- apart from paying the taxes if any due. The petitioner shall also furnish an undertaking that he will not alienate and incorporate any third party interest over the vehicle in question till final orders are passed. It is also made clear that the amount deposited in pursuance of this order shall be subject to the outcome of the enquiry.

Accordingly, the Writ Petition is disposed of leaving it open to the respondents to proceed with the enquiry in accordance with law. No costs.

Date: 30.04.2011 G. ROHINI, J

Note: Issue wire at party's costs.

(B/o) gbs