

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

WEDNESDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION NO: 1280 OF 2026

BETWEEN:

Ramilla Visal @ Ramila Vishal S/o Ramila Swamy Das, Aged about 25 Years,
Occ: Coolie, R/o H.No. 3-27, Bheem Nagar, Indervelly Mandal, Adilabad District.

...Petitioner/Owner of the Vehicle

AND

1. The State of Telangana, Represented by its Public Prosecutor, High Court for State of Telangana at Hyderabad.
2. The Deputy Commissioner of Prohibition & Excise, Adilabad Division, at Adilabad District
3. The Station House Officer, Indervelly Police Station, Adilabad District.

...Respondents/Respondents.

Petition under Section 528 of the BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to directing the 2nd Respondent forth with to release the petitioner vehicle Bike bearing No TS-01-ER-2491, Seized in FIR.No. 227 of 2025, dated 10.12.2025, of Indravelly Police Station, Adilabad District in spite of readiness to furnish the third party surety value of Rs 10,000/- before the 2nd Respondent.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Gajanand Chakravarthi, Advocate for the Petitioner and Sri M Ramachandra Reddy, learned Additional Public Prosecutor 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.1280 of 2025

Date: 04.02.2026

Between:

Ramilla Visal @ Ramila Vishal

...Petitioner

AND

The State of Telangana,
Represented by its Public Prosecutor,
High Court for the State of Telangana at Hyderabad and another.

...Respondents

ORDER

This Criminal Petition has been filed seeking a direction to the Deputy Commissioner of Prohibition and Excise, Adilabad Division, at Adilabad District, to release the petitioner's vehicle, namely, Aactiva DLX BSVI, bearing registration No. TS-01-ER-2491, which was seized in FIR No. 227 of 2025, dated 10.12.2025, of Indravelly Police Station, Adilabad District.

2. Heard Mr. Gajanand Chakravarthi, learned counsel for the petitioner and Mr.M.Ramachandra Reddy, learned Additional Public Prosecutor for the respondents.

3. Learned counsel for the petitioners submitted that the petitioner is the owner of the vehicle, namely, Activa DLX BSVI, bearing registration No. TS-01-ER-2491. The petitioner was made as an accused in FIR No.227 of 2025 on the file of Indravelly Police Station, Adilabad District, for the offences punishable under Section 34(a) of the Telangana State Excise Act (for short 'TSEA Act'). The petitioner's vehicle was taken into custody by respondent No.3, on the alleged ground that the crime vehicle was transporting 1) Royal Stag 180 ML-10 bottles 2) Breezer 275 ML-4 bottles and 3) Budweiser 500 ML-8 bottles.

4. Learned counsel further submitted that the said vehicle is presently in the custody of respondent No. 2. Unless the subject vehicle is released, the petitioner will be put to great hardship and the said vehicle is not involved in any other similar offence. 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 petitioner, without approaching respondent No.2, by submitting an appropriate application for release of the vehicle, has

straightaway approached this Court and filed the present Criminal Petition.

6. By way of reply, learned counsel for the petitioner submitted that, in similar circumstances, this Court disposed of CrI.P. No. 8425 of 2024, and the petitioner is also entitled to the same relief.

7. Having considered the rival submissions made by the respective parties and upon perusal of the record, it reveals that the petitioner is an accused in FIR No.277 of 2025 on the file of the Indravelly Police Station, Adilabad District for the offences punishable under Section 34(a) of the TSEA Act. He is the owner of the subject vehicle and the same was seized in FIR No.277 of 2025. It is not in dispute that the vehicle is in the custody of respondent No.2.

8. Taking into consideration the peculiar facts and circumstances of the case, this Court is inclined to grant interim custody of the vehicle, namely, Aactiva DLX BSVI, bearing registration No. TS-01-ER-2491, on the condition that the petitioner executes a personal bond for a sum of Rs.15,000/- (Rupees Fifteen 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. 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.

9. Accordingly, the criminal petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

**SD/- K BHAVANI SWAMY,
ASSISTANT REGISTRAR.**

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SECTION OFFICER

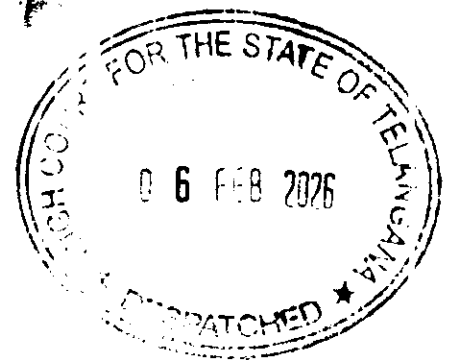
To,

1. The Judicial First Class Magistrate at Utnoor.
2. The Station House Officer, Indravelly Police Station, Adilabad District.
3. Two CCs to the Public Prosecutor, High Court of Telangana at Hyderabad [OUT]
4. One CC to Sri Gajanand Chakravarthi, Advocate [OPUC]
5. Two CD Copies.

B^dGNK


HIGH COURT

DATED: 04/02/2026



ORDER

CRLP.No.1280 of 2026

DISPOSING THE CRIMINAL PETITION

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08/02/26
K.S