

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special-Original Jurisdiction)

MONDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

: PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 549 OF 2026

Between:

Dasari Varahala Dora, S/o Naganna Dora, aged about 42 years, R/o Proprietor, M/s Varaha Enterprises, # 1-12, T-Rayavaram Village, Pratipadu Mandal, Kakinada District.

Petitioner

AND

1. The State of Andhra Pradesh, Civil Supplies Department, Secretariat Building, Secretariat, Velagapudi, Amaravathi, Guntur District, Rep. by its Principal Secretary, 522237
2. The Joint Collector, (Civil Supplies), Kakinada District, Kakinada, 533001
3. The District Supply Officer, Kakinada District, Kakinada, 533001
4. The Mandal Supply Officer, Prathipadu Mandal, Kakinada District, 533432

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 3rd and 4th

respondents in seizing the retail out-let of Bio-Diesel situated at P-Rayalavaram Village, Prathipadu Mandal, Kakinada District, without contravention of registration certificate guidelines, without serving the mediation report, and without any malpractice of the petitioner, while doing the business, is highly illegal, arbitrary, unconstitutional and violation of Articles 14 and 19 (1) (g) of the Constitution of India and consequently direct the respondents No.2 to 4 allow the petitioner to run the Bio-Diesel Out-let by de-sealing the out-let premises in the interest of justice.

IA 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 No.2 to 4 allow the petitioner to run the Bio-Diesel Out-let by de-sealing the out-let premises, Pending disposal of WP No.549 of 2026, on the file of the High Court.

IA NO: 2 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, particularly the 3rd and 4th respondents, to forthwith de-seal the petitioners Bio-Diesel retail outlet situated at Dharmavaram village, Prathipadu Mandal, Kakinada District by Restraining the respondents from interfering with the peaceful running of the petitioner's business, Pending disposal of WP No.549 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri V V N Narayana Rao, Advocate for the Petitioner, and of GP for Civil Supplies for the Respondents, the Court made the following.

ORDER

Learned counsel for the petitioner submitted that the authorities without following the procedure contemplated under law and without even serving mediators' report and without issuing any show cause notice to let the petitioner know the contraventions, if any, committed by him, seized the unblended Bio-Diesel out let of the petitioner. He would further contend that for extraneous reasons only the out let of the petitioner was seized even though the petitioner had never contravened any of the provisions of the certificate and the authorities can not be permitted to act as per their whims. Accordingly, prayed to direct the authorities to de-seal the out-let.

Learned Assistant Government Pleader submitted that the petitioner had contravened the provisions of the certificate conditions, the authorities have rightly seized the out-let of the petitioner and no indulgence need to be shown.

In view of the submissions made by the learned counsel for the petitioner that the unblended BioDiesel out let of the petitioner was sealed without giving him any notice letting him know the contraventions, if any, he committed and without supplying copy of the mediators' report, this court prima facie finds a point to be considered in this writ petition and therefore, there shall be an interim direction as follows:

“the respondent authorities are directed to de-seal the Bio-Diesel out-let premises and permit the petitioner to run the unit, until further orders.”

Post the matter on 16.02.2026.

In the meantime, reply, if any, by the petitioner.

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

For

To,

1. The Principal Secretary, Civil Supplies Department, State Of Andhra Pradesh, Secretariat Building, Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The Joint Collector, (Civil Supplies), Kakinada District, Kakinada.
3. The District Supply Officer, Kakinada District, Kakinada
4. The Mandal Supply Officer, Prathipadu Mandal, Kakinada District. (1 to 4 by RPAD)
5. One CC to Sri V V N Narayana Rao, Advocate [OPUC]
6. Two CCs to GP for Civil Supplies, High Court of Andhra Pradesh [OUT]
7. One spare copy

HIGH COURT

RC, J

DATED: 02/02/2026

POST THE MATTER ON 16.02.2026.

ORDER

WP.NO.549 OF 2026

INTERIM DIRECTION

