

APHC010088582026



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

[3504]

THURSDAY, THE NINETEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE MAHESWARA RAO KUNCHEAM

WRIT PETITION NO: 4857/2026

Between:

1. PANGIDI BINDU, W/O. VENKATA POSA RAJU, AGED ABOUT 27 YEARS, OCC OWNER OF VEHICLE, R/O. 4-6/2C, ARUGOLANU, TADEPALLIGUDEM MANDAL WEST GODAVARI DISTRICT - 534146.
2. DANDUBOINA VEERANNA, , S/O. VEERRAJU, AGED ABOUT 47 YEARS, OCC OWNER OF VEHICLE, R/O. 1-234, KUNCHANAPALLI, TADEPALLIGUDEM, WEST GODAVARI DISTRICT -534101.
3. SRINIVASA EARTH MOVERS,, REP. BY ITS PROPRIETOR DANDUBOINA VEERANNA, S/O. VEERRAJU, AGED ABOUT 47 YEARS, R/O. 1-234, KUNCHANAPALLI, TADEPALLIGUDEM, WEST GODAVARI DISTRICT -534101.

...PETITIONER(S)

AND

1. THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY, MINES AND GEOLOGY DEPARTMENT, SECRETARIAT BUILDINGS VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT-522237.
2. THE DISTRICT MINES AND GEOLOGY OFFICER, BHIMAVARAM, WEST GODAVARI DISTRICT-534201.
3. THE STATION HOUSE OFFICER, TADEPALLIGUDEM RURAL POLICE STATION, WEST GODAVARI DISTRICT-534101.
4. THE TAHSILDAR, TADEPALLIGUDEM, WEST GODAVARI

DISTRICT-534101.

...RESPONDENT(S):

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 topleased to issue an appropriate order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent in seizing the Lorry bearing NoAPWJ3939 of the 1st Petitioner, Lorry bearing No.AP37TE8485 of the 2nd Petitioner and Lorry bearing No.AP39TN3777 of the 3rd respondent, without following the relevant procedure established by law under APMMC Rules, 1966 as illegal, irregular, arbitrary and contrary to the procedure established by law and violative of Articles 14, 21 and 19(1)(g) of the Constitution of India and consequently direct the respondents to release the said vehicles of the Petitioners forthwith in the interest of justice and pass

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 to release the Lorry bearing N0APWJ3939 of the 1st Petitioner, Lorry bearing No.AP37TE8485 of - the 2nd Petitioner and Lorry bearing No.AP39TN3777 of the 3rd respondent pending disposal of the above writ petition in the interest of justice and pass

Counsel for the Petitioner(S):

1. B JAYA PRABHAKARA RAO

Counsel for the Respondent(S):

1. GP FOR HOME

2. GP FOR REVENUE

3. GP FOR MINES AND GEOLOGY

The Court made the following:

ORDER:

The present Writ Petition, filed under Article 226 of the Constitution of India, seeks the following relief:

“to issue an appropriate order or direction, more particularly one in the nature of a Writ of Mandamus, declaring the action of the respondent in seizing (i) Lorry bearing No. AP WJ 3939 belonging to the 1st petitioner, (ii) Lorry bearing No. AP 37 TE 8485 belonging to the 2nd petitioner, and (iii) Lorry bearing No. AP 39 TN 3777 belonging to the 3rd petitioner, without following the procedure established by law under the A.P. Minor Mineral Concession Rules, 1966, as illegal, irregular, arbitrary, and contrary to law, and violative of Articles 14, 19(1)(g), and 21 of the Constitution of India, and consequently direct the respondents to release the said vehicles of the petitioners forthwith, in the interest of justice.”

2. Today, when the matter is taken up for hearing, learned counsel for the petitioners seeks permission of this Court to withdraw the present Writ Petition with liberty to file a fresh Writ Petition, in view of mistakes crept into the writ affidavit as well as the main prayer itself.

3. Permission is accorded.

4. Accordingly, the Writ Petition is dismissed as withdrawn. However, the petitioners are granted liberty to file a fresh Writ Petition. There shall be no order as to costs.

As a sequel thereto, the miscellaneous petitions, if any, pending in this Writ Petition shall stand closed.

19th February, 2026
cbn

JUSTICE MAHESWARA RAO KUNCHEAM

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THE HON'BLE SRI JUSTICE MAHESWARA RAO KUNCHEAM

WRIT PETITION No.4857 of 2026

19th February, 2026

cbn