

HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

MAIN CASE: **Writ Petition No. 6052 of 2024**

PROCEEDING SHEET

Sl. No	DATE	ORDER	OFFICE NOTE
02.	11.03.2024	<u>NJS, J</u> <u>I.A No.1 of 2024</u> Heard learned counsel for the petitioner. Also heard learned counsel appearing on behalf of the 2nd respondent-Corporation, who placed a copy of the proceedings of the OSD (MIS) dated 05.02.2024 for perusal of this Court. The learned counsel for the petitioner <i>inter alia</i> contends that as per A.P Excise (Grant of licence of selling by shop and conditions of licence) Rules, 2019 issued <i>vide</i> G.O.Ms.No.372 dated 22.08.2019 for shifting of licensed premises, the previous permission of the Commissioner of Prohibition and Excise is mandatory. She submits that in the present case as seen from the references in the impugned notice dated 30.01.2024, no such permission is obtained. She also submits that the impugned notice is issued owing to political pressure as stated in para No.10 of the additional affidavit. The learned counsel also submits that in similar circumstances interim orders were granted by this Court in W.P No.8963 of 2023 dated 12.04.2023.	Cont...2

Considered the submissions. The Rule 11 of the said Rules reads as follows:-

“No change or alteration of the licensed premises shall be made nor the licensed premises shifted elsewhere except with the previous permission of the Commissioner of prohibition and Excise.”

As contended by the learned counsel for the petitioner it appears that no such permission is obtained before changing licensed premises. In view of the same, there shall be interim stay as prayed for.

W.P No.6052 of 2024

List the matter on 11.04.2024 for filing counters of the concerned respondents.

NJS, J
GVK