



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

[3332]

WEDNESDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 12154/2026

Between:

- 1.M/S. SRI VASAVI RICE MILL,, S.NO.32/2, 32/3, MAIN ROAD, PUSALAPADU VILLAGE, BESTAVARIPETA MANDAL, PRAKASAM DISTRICT. REP.BY ITS PROP. MATTA RAMESH BABU.
- 2.BUTTREDDY MAHESH REDDY, S/O. ROSI REDDY, AGED 34 YEARS. OWNER OF TWO LORRIES BEARING NOS.AP26 TF 1269 AND AP39 TD 4347, R/O. 3/521, ARUNACHALAM STREET, LAKSHMIPURAM, STONEHOUSEPET, NELLORE, SPSR NELLORE DISTRICT

...PETITIONER(S)

AND

- 1.THE STATE OF A P, REP. BY ITS SECRETARY, FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT.
- 2.THE COLLECTOR CS, NELLORE, SPSR NELLORE.
- 3.THE CIVIL SUPPLIES DEPUTY TAHSILDAR, NELLORE RURAL, SPS NELLORE DISTRICT.

...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 to issue an order, direction or writ, more particularly one in the nature of writ of Mandamus declaring the action of 3rd respondent in seizing 900 Qtls of raw rice belongs to the st petitioner along with two lorries bearing

Nos.AP26 TF 1269 and AP39 TD 4347 belongs to the 2nd petitioner under cover of Panchanama dt.23.09.2025 near Subhani Nagar, Nellore Rural Mandal and further inaction of the 2nd respondent in not releasing the seized stock and the lorries to the petitioners as illegal, arbitrary and violative of the provisions of the Essential Commodities Act, 1955 and the orders made there under and consequently direct the respondents to release 900 Qtls of raw rice to the 1st Petitioner and the lorries to the 2nd petitioner and not to take any action in pursuance of the illegal seizure

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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 seized stock of 900 Qtls of raw rice to the 1st petitioner and the lorries bearing Nos. AP26 TF 1269 & AP39 TD 4347 to the 2nd petitioner, pending disposal of writ petition

Counsel for the Petitioner(S):

1.V SUDHAKAR REDDY

Counsel for the Respondent(S):

1.GP FOR CIVIL SUPPLIES

The Court made the following order:

Aggrieved by the action of respondent No.3 in seizing 900 Qtls of raw rice belongs to petitioner No.1 along with two lorries bearing Nos.AP26 TF 1269 & AP39 TD 4347 belongs to petitioner No.2 under cover of Panchanama dated 23.09.2025 near Subhani Nagar, Nellore Rural Mandal the present Writ Petition has been filed.

2. Heard Sri V.Sudhakar Reddy, learned counsel for the petitioners and Sri Vineeth Appasani, learned Assistant Government Pleader for Civil Supplies for the respondents.

3. Having heard the respective counsel and upon perusal of the material available on record, it is an admitted fact that subsequent to the seizure of the rice and vehicle, a proceedings under Section 6A are initiated before the 2nd respondent, who is the competent authority. The illegality and validity of the seizure has to be decided by the 2nd respondent in 6-A proceedings. This Court is not inclined to interfere into the 6-A proceedings.

4. However, considering the facts and circumstances of the case and in the light of the latest order passed by a Division Bench of this Court in ***Onteru Bhaskar vs. State of Andhra Pradesh, represented by its Principal Secretary, Civil Supplies Department and others***¹ in the considered opinion of this Court, it is appropriate and reasonable to direct the 2nd respondent to release the seized stock in favour of the petitioner on imposing

¹ 2022 SCC Online AP 348

certain condition, to protect the interest of the respondents, pending disposal of the 6A proceedings.

5. Accordingly, the writ petition is disposed of with the following directions:

(i) The respondents shall release the seized stocks pursuant to the Panchanama, dated 23.09.2025, in favour of petitioner No.1 on condition of furnishing personal or third party immovable security property equivalent to the value of the seized stock, within a period of two (02) weeks from the date of receipt of a copy of this order.

(ii) The respondents shall release the Lorries bearing Nos. Nos.AP26 TF 1269 & AP39 TD 4347 in favour of petitioner No.2 upon furnishing third party immovable property security equivalent to the value of the seized vehicles respectively, within a period of two (02) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

As a sequel, miscellaneous petitions, if any pending, shall stand closed.

JUSTICE RAVI CHEEMALAPATI

Dated: 29.04.2026.

Note: CC by 01.05.2026.

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THE HON'BLE SRI JUSTICE RAVI CHEEMALAPATI

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29.04.2026

CC by 01.05.2026

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