

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

THURSDAY, THE EIGHTH DAY OF MAY,
TWO THOUSAND AND TWENTY FIVE



:PRESENT:

HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA
WRIT PETITION NO: 12345 OF 2025

Between:

M/s M S Biotech Private Limited, Rep by its authorised signatory, Amireddy Jaipal Reddy, O/o Plot No. 64, Street No.1, Sagar Society, Road No.2, Banjara Hills, Hyderabad-500 034

...Petitioner

AND

1. State of Andhra Pradesh, Rep by its Principal Secretary, Prohibition and excise department, secretariat, Velagapudi, Amaravati, Andhra Pradesh.
2. The Commissioner, Prohibition and Excise, Government of Andhra Pradesh, Vijayawada, Andhra Pradesh.

...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 a Writ of Mandamus, declaring the action of the Respondents in not renewing the excise license of the Petitioner and their further action in issuing a notice to the Petitioner vide proceeding in Cr.No. H1/1677/2018/CPE/EX, dt. 02.12.2024 demanding an amount of Rs.3,80,94,740/- (Three Crore Eight Lakh Ninety Four Thousand Seven Forty Rupees Only) towards dues against licence fee along with interest for the period 2019-20 to 2024-25 in respect of M/s Veda Bio Fuel Limited as illegal arbitrary, unconstitutional and contrary to the provision of Insolvency and Bankruptcy Code, 2016 and set aside the notice dated 02.12.2024 and further direct the Respondents to renew the

excise license of the Petitioner without insistence of the excise license fee dues for the period prior to 02.12.2024. ✓

IA NO: 2 OF 2025

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 renew the excise license of the Petitioner without insisting of any dues prior to 02.12.2024, Pending disposal of WP.No.12345 of 2025, on the file of the High Court. ✓

IA NO: 1 OF 2025

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 suspend the operation of notice issued by the 2nd Respondent vide proceedings in Cr.No. H1/1677/2018/CPE/EX, dt: 02.12.2024, Pending disposal of WP 12345 of 2025, 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 Vivek Chandra Sekhar S, Advocate for the Petitioner and of GP for Prohibition & Excise for the Respondents, the Court made the following ✓

ORDER:

“Heard learned counsel for the Petitioner and learned Government Pleader for Prohibition and Excise. ✓

For the reasons stated by both the counsel, there shall be an interim ✓ direction to the Respondent Authorities to consider the representation dated 16.04.2025 ✓ of the Petitioner and pass appropriate orders in accordance with governing law and rules within a period of three (3) weeks from today. ✓

List the matter after Summer Vacation-2025." ✓

SD/- M.PRABHAKARA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For

To,

1. The Principal Secretary, State of Andhra Pradesh, Prohibition and excise department, secretariat, Velagapudi, Amaravati, Andhra Pradesh.(by Special Messenger)
2. The Commissioner, Prohibition and Excise, Government of Andhra Pradesh, Vijayawada, Andhra Pradesh. (by RPAD)
3. One CC to Sri Vivek Chandra Sekhar S, Advocate [OPUC]
4. Two CCs to GP for Prohibition & Excise, High Court of Andhra Pradesh. [OUT]
5. One spare copy

CVSS

HIGH COURT

NV,J

DATED:08/05/2025

List the matter after Summer Vacation-2025

ORDER

WP.No.12345 of 2025

DIRECTION

