



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

[3458]

THURSDAY, THE SEVENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 20893 OF 2025

Between:

1. KANDULA JAYA BABU, S/O UMA MAHESWARA RAO, AGED ABOUT 55 YEARS, HINDU, OCC. BUSINESS, R/O D.NO.3/365-A NOORUDDINPETA, JAVVARPETA, MACHILIPATNAM, KRISHNA DISTRICT, AP.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP.BY ITS PRINCIPAL SECRETARY CONSUMER AFFAIRS, FOOD AND CIVIL SUPPLIES CSI DEPARTMENT, A.P.SECRETARIAT VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT, ANDHRA PRADESH
2. THE JOINT COLLECTOR CS, MACHILIPATNAM, KRISHNA DISTRICT, AP.
3. THE SPECIAL DEPUTY TAHSILDAR CS, MACHILIPATNAM MANDAL, KRISHNA DISTRICT, AP.
4. THE TAHSILDAR, GUDUR, MACHILIPATNAM, KRISHNA DISTRICT, AP
5. THE VILLAGE REVENUE OFFICER, GUDUR, MACHILIPATNAM, KRISHNA DISTRICT, AP
6. THE INSPECTOR OF POLICE, VIGILANCE AND ENFORCEMENT (CS), VIJAYAWADA, KRISHNA DISTRICT, A.P
7. THE STATION HOUSE OFFICER, GUDUR STATION,

MACHILIPATNAM, KRISHNA DISTRICT, A.P

8. GARLAPATI JAGAN MOHAN RAO, S/O.RADHA KRISHNA MURTHY
OWNER OF M/S.GOMATI RICE MILL TARAKATURUPALEM
VILLAGE, GUDURU MANDAL, KRISHNA DISTRICT, AP
9. PUPPALA SURI BABU, S/O.BRAHMAM OWNER-CUM-DRIVER OF
ASHOK LEYLAND DOST VEHICLE BEARING NO.AP 16TA 7249
R/O.CHILAKALAPUDI, MACHILIPATNAM KRISHNA DISTRICT, AP
- 10.SIRAMSETTI SRINIVASA RAO, S/O.DHARMA RAO, OWNER-CUM-
DRIVER VEHICLE BEARING NO.AP 39 TL 6555
R/O.SUKARLABAD, MACHILIPATNAM KRISHNA DISTRICT,
ANDHRA PRADESH
- 11.CHITRADA ARAVIND, S/O.PANDU RANGA RAO DRIVER OF TATA
INTRA VEHICLE BEARING NO. AP 39VB 0766, R/O.NAIDU BADDI
CENTRE, HINDU COLLEGE BACKSIDE, MACHILIPATNAM
KRISHNA DISTRICT, ANDHRA PRADESH.
- 12.MAHEPALLI CHANDRA MOHAN KUMAR CHINNA, S/O.RANGA
RAO, R/O.NIJAMPETA, MACHILIPATNAM (V) AND (M) KRISHNA
DISTRICT ANDHRA PRADESH RESPONDENTS (PETITIONERS
NO.8 TO 12 ARE NOT NECESSARY PARTIES TO THE PRESENT
WRIT PETITION)

...RESPONDENT(S):

Counsel for the Petitioner:

- 1.THOTA SUNEETHA

Counsel for the Respondent(S):

- 1.GP FOR HOME
- 2.GP FOR CIVIL SUPPLIES

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA**WRIT PETITION NO: 20893 OF 2025****The Court made the following order:**

The writ petition is filed seeking direction to the respondents to release the seized stock i.e.137.50 qtls of rice in 276 bags belonging to the petitioner.

2. Heard Ms. T.Suneetha, learned counsel for the petitioner and learned Assistant Government pleader for Civil Supplies appearing for the respondents.

3. It is contended that the petitioner is a small trader in rice. On 02.07.2025, when the vehicles carrying the rice bags were stopped at Gomathi Rice Mill for weighing, the 3rd respondent seized the stock belonging to the petitioner, suspecting it to be intended for the public distribution system, alleging that the petitioner attempted to divert it to the black market in contravention of the APSTPDS (Control) Order, 2018. It is further argued that the respondents have also seized the rice mill, without considering the valid invoices and bills sought to be produced by the petitioner. When the petitioner has sought for release of the stock stating that the seized rice is not PDS rice, filed an application before the 2nd respondent, the same was rejected and the 4th respondent was directed to take the delivery of the seized stock from the custody of the 5th respondent and conduct public auction. Hence, the instant writ petition.

4. The learned counsels would submit that similar matter in W.P.No.7713 of 2024 was disposed of by this Court, directing the respondents therein to

release the stock in favour of the petitioner therein on furnishing security and requests that the same order may be passed in the present case also.

5. Perused the record, having regard to the contentions advanced, the writ petition is disposed of in terms of the order passed in W.P.No.7713 of 2024 dated 28.03.2024.

6. In terms of the same, the Writ Petition is disposed of. There shall be no order as to costs.

7. The Registry is directed to append a copy of the order passed in W.P.No.7713 of 2024, dated 01.04.2024 to this order.

As a sequel, all pending miscellaneous applications shall stand closed.

JUSTICE KIRANMAYEE MANDAVA

Date: 07.08.2025

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THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 20893 OF 2025

Date: 07.08.2025

BSK