

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



**WEDNESDAY, THE FIFTH DAY OF NOVEMBER,
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

**THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO
WRIT PETITION NO: 28786 OF 2024**

Between:

Kondapalli Ganesh, S/o Koteswara Rao Aged about 33 years, Occ:
Business R/05-4-28, Station Basthi, Yellandu, Khammam District,
Telangana State

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary Prohibition and Excise Department AP Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Commissioner of Prohibition and Excise, Vijayawada, Andhra Pradesh.
3. The Deputy Commissioner of Prohibition and Excise,, Ananthapuram, Ananthapuramu District.
4. The District Prohibition and Excise Officer, Puttaparthi, Sri Satyasai District.
5. The Station House Officer, Prohibition and Excise Station, Dharmavaram Sri Satyasai District.
6. The Dy. Superintendent of Police (DSP), Dharmavaram, Sri Satya Sai District
7. The Station House officer, Tadimarri Police Station Sri Satya Sai District

...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 may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of Mandamus

1) To declare the impugned notice in Rc. No. 07/2024/B dated 29-11-2024 issued by the 4th respondent as illegal, arbitrary

2) To declare the action of the respondent Nos.6 and 7 in locking the petitioner's A4 licensed shop at Door No. 1/811/1 of Tadimarri Village and Mandal, Sri Satya Sai District is illegal, arbitrary, highhanded and without jurisdiction.

3) and consequently direct the respondents to allow the petitioner to conduct his business on the A4 license issued at premises bearing Door No.1/811/1 of Tadimarri Village and Mandal, Sri Satya Sai District by providing the necessary security.

IA NO: 2 OF 2024

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 respondent Nos. 6 and 7 to permit the petitioner to run his licensed business by opening the lock of the petitioner's shop by providing necessary protection/security to the petitioner's shop in the interest of the justice, Pending disposal of WP 28786 of 2024, on the file of the High Court.

IA NO: 1 OF 2024

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 all further proceedings in pursuance of Notice in Rc.No.07/2024/B dated 29-11-2024 issued by the 4th respondent, Pending disposal of WP 28786 of 2024, 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.KIRAN TIRUMALASETTI Advocate for the Petitioner, GP FOR PROHIBITION EXCISE DEPARTMENT for R1 to R7 and the Court made the following.

ORDER:

At request of the learned Government Pleader, for filing counter-affidavit, list the matter after four (04) weeks.

Interim order granted earlier stands extended by three (03) months.

//TRUE COPY//

For

SD/- M.SRINIVAS
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary Prohibition and Excise Department AP Secretariat, State of Andhra Pradesh, Rep. by its Velagapudi, Amaravati, Guntur District. (by **Special Messenger**)
2. The Commissioner of Prohibition and Excise, Vijayawada, Andhra Pradesh.
3. The Deputy Commissioner of Prohibition and Excise,, Ananthapuram, Ananthapuramu District.
4. The District Prohibition and Excise Officer, Puttaparthi, Sri Satyasai District.
5. The Station House Officer, Prohibition and Excise Station, Dharmavaram Sri Satyasai District.
6. The Dy. Superintendent of Police (DSP), Dharmavaram, Sri Satya Sai District
7. The Station House officer, Tadimarri Police Station Sri Satya Sai District (addressee 2 to 7 by **RPAD**)
8. One CC to SRI. KIRAN TIRUMALASETTI Advocate [OPUC]
9. Two CCs to GP FOR PROHIBITION EXCISE, High Court of Andhra Pradesh. [OUT]
10. One spare copy

HIGH COURT

TRR,J

DATED:05/11/2025

List the matter after four (04) weeks

ORDER

WP.No.28786 of 2024

INTERIM ORDER

