



2025:TSHC:56788
[3255]

**IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)**

**FRIDAY, THE SEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 39469 OF 2017

Between:

M. Durga Reddy S/o late M. Lachi Reddy, Aged about 56 years, Occ: Business, R/o H. No. 4-56/3, Street No. 8, Habsiguda, Secunderabad.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Excise and Prohibition Dept, Secretariat, Hyderabad.
2. The Commissioner, Prohibition and Excise, R.R. District., Hyderabad.
3. The Deputy Commissioner, Prohibition and Excise, R.R. District., Hyderabad.
4. The Station House officer, Excise Police Station, Uppal, Hyderabad.
5. N. Shivaraj Madiga, S/o N. Mallesh, aged about 50 yrs, Occ Business, R/o 1-1-80, Harijana Colony, Habsiguda, Hyderabad.
6. T. Vijith Kumar, S/o not known to the petitioner, Aged Major, Occ Business, R/o Amberpet, Hyderabad.
7. Smt. Thamadalla Andalu, W/o Sri T. Narasimha, Aged about 43 years, Occ housewife, R/o 1-5- Yelwarthy Village, Shankerpally Mandal, Ranga Reddy 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 to issue any writ, order or direction more particularly one in the nature of writ mandamus declaring the action of the respondent No.3 herein in rejecting the petitioners objection for granting Excise Licence to run the retail wine shop permission in premises bearing No. 1-1-9 in Plot No. 9 and 10, Survey No. 11/1,



Ambednagar, Habsiguda, Street No. 1, Hyderabad, vide its order dated 08-11-2017 in Proceedings No. A1/376/2017/DCRR basing on the lease deed executed by the Respondent No. 7 without having any entitlement, is illegal, arbitrary, in violation of Excise and Prohibition Rules 2012, in violation of natural justice and in violation of Articles 14 and 21 of the Constitution of India and consequently direct the official Respondents to cancel the license granted in favour the respondent No. 6 by the official respondents to run retail wine shop over the property bearing No. 1-1-9 in Plot No. 9 and 10, Survey No. 11/1, Ambednagar, Habsiguda, Street No.1, Hyderabad.

I.A. NO: 1 OF 2017(WPMP. NO: 48944 OF 2017)

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 Excise License issued in favour of 6th Respondent for running A-4 retail wine shop over the property bearing No. 1-1-9 in Plot No. 9 and 10, Survey No. 11/1, Ambedkarnagar, Habsiguda, Street No.1, Hyderabad, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI M. A. K. MUKHEED

Counsel for the Respondents No.1 to 4: GP FOR PROHIBITION & EXCISE

Counsel for the Respondents No.5 to 7: --

The Court made the following: ORDER



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HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION No.39469 OF 2017

ORDER:

Today when the matter has been taken up for hearing, learned counsel for the petitioner submits that due to efflux of time, the cause in the writ petition does not survive for further adjudication.

2. In view of the submission made by the learned counsel for the petitioner, this writ petition is dismissed as infructuous.

3. Miscellaneous applications, if any pending, shall stand closed. No order as to costs.

**Sd/-A.JAYASREE
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To

1. One CC to SRI M. A. K. MUKHEED, Advocate [OPUC]
2. Two CCs to GP for Prohibition & Excise, High Court for the State of Telangana at Hyderabad. [OUT]
3. Two CD Copies

**MP
PMK**

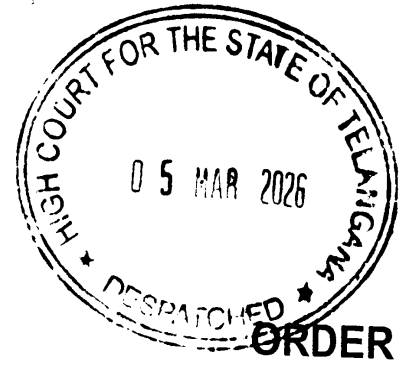
pmk.



2025:TSHC:56788

HIGH COURT

DATED:07/11/2025



WP.No.39469 of 2017

**DISMISSING THE WRIT PETITION
AS INFRACTUOUS
WITHOUT COSTS**

(B.P.H.C.)
24/2/26