



**IN THE HIGH COURT OF KARNATAKA**

**KALABURAGI BENCH**

**DATED THIS THE 24<sup>TH</sup> DAY OF APRIL, 2026**

**PRESENT**

**THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ**

**AND**

**THE HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA**

**WRIT APPEAL NO. 200322 OF 2025 (EXCISE)**

**BETWEEN:**

VIJAYAKUMAR DESHMUKH  
S/O LATE MALLIKARJUN REDDY DESHMUKH,  
AGE : 55 YEARS, OCC : AGRICULTURE,  
R/O: H.NO.156, MSK MILL,  
BUS STANK ROAD NEAR CENTRAL BUS STAND,  
SHANTI NAGAR, KALABURAGI – 585 102.

...APPELLANT

(BY SRI. AVINASH A.UPLAONKAR, ADVOCATE)

**AND:**

1. THE COMMISSIONER OF EXCISE  
2<sup>ND</sup> FLOOR, TTMC BUILDING "A" BLOCK,  
BMTc, KH ROAD, SHANTHINAGAR,  
BANGALORE – 56 0027.
2. DEPUTY COMMISSIONER EXCISE  
AIWAN-E-SHAHI ROAD,  
DIST: KALABURAGI – 585 101.
3. EXCISE INSPECTOR,  
CHITTAPUR RANGE, TQ: CHITTAPUR,  
DIST: KALABURAGI – 585 211.

...RESPONDENTS

(BY SMT. MAYA T.R., HCGP)

THIS WRIT APPEAL IS FILED UNDER SECTION 4 OF THE KARNATAKA HIGH COURT ACT, PRAYING TO SET ASIDE THE ORDER DATED 10/11/2025 IN W.P.NO.203474/2025 PASSED BY THE LEARNED SINGLE JUDGE AND ALLOW THE WRIT APPEAL AND DIRECT THE RESPONDENTS NO.1 TO 3 CONSIDER THE REPRESENTATIONS DATED 21-05-2022 (ANNEXURE-B), 05-01-2024 (ANNEXURE-D) AND 18-01-2025 (ANNEXURE-E), IN ACCORDANCE





WITH RULE 5-A SUB-RULE (3) OF 1968 IN ACCORDANCE WITH LAW,  
IN THE INTEREST OF JUSTICE AND EQUITY.

THIS APPEAL, COMING ON FOR ADMISSION, THIS DAY,  
JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ  
and  
HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

**ORAL JUDGMENT**

(PER: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ)

1. Appellant is before this Court seeking for the following reliefs:

*"WHEREFORE, the appellant prays this Hon'ble Court may be pleased to call for records and set aside the order dated 10.11.2025 in W.P No.203474/2025 passed by the learned Single Judge and allow the writ appeal and direct the respondent No.1 to 3 consider the representation dated 21.05.2022 (Annexure-B), 05.01.2024 (Annexure-D) and 18.01.2025 (Annexure-E), in accordance with Rule 5-A Sub Rule (3) of 1968 in accordance with law, in the interest of justice and equity."*

2. Learned counsel for the appellant after arguing for sometime has placed a memo seeking permission to withdraw the appeal.
3. Accepting the memo filed, the appeal is ***dismissed as withdrawn.***

Sd/-  
(SURAJ GOVINDARAJ)  
JUDGE

Sd/-  
(DR.CHILLAKUR SUMALATHA)  
JUDGE