

THE HONOURABLE SRI JUSTICE A.V.SESHA SAI

WRIT PETITION No.35493 OF 2017

ORDER:

Heard learned counsel for the petitioner, learned Government Pleader for Prohibition & Excise (A.P.) appearing for respondent Nos.1 and 2 and the learned Government Pleader for Home (A.P.) appearing for respondent No.3.

2. When the matter is called, it is submitted by the learned counsel for the petitioner that the issue in the present writ petition is squarely covered by the order, dated 16.03.2017, in W.P.No.6660 of 2017. A copy of the same is placed on record. The operative portion of the said order reads as under:

“Having considered the respective submissions, the Writ Petition is disposed of with a direction to the respondent authorities not to interfere with the lawful business carried on by the petitioner, without there being any material, and if at all there is any violation on the part of the petitioner, the respondent authorities shall mandatorily issue notice before proceeding to take any action. However, this order will not preclude the authorities in exercising the powers of search and seizure in the event there is a material with the department with respect to any unlawful activity suspecting to be carried out by the petitioner.”

3. Following the said order and for the reasons stated therein, this writ petition is also disposed of in terms thereof. There shall be no order as to costs.

4. Office to enclose a copy of the order, dated 16.03.2017, in W.P.No.6660 of 2017 to this order.

5. Miscellaneous Petitions pending consideration, if any, in this Writ Petition shall stand closed.

JUSTICE A.V.SESHA SAI

Date : 25.10.2017
AMD



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