

THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM

W.P.No.1035 of 2019

ORDER

This writ petition is filed seeking to declare the action of the 2nd respondent in issuing the notice dated 07.01.2019 directing the petitioner to pay a penalty of Rs.1,00,000/-, in default, to send him to prison, as illegal and arbitrary.

2. When the matter is taken up, it is submitted by the learned counsel for the petitioner so also the learned Government Pleader for Prohibition and Excise that the issue in the present writ petition is squarely covered by the order of this Court in W.P.No.5038 of 2017 dated 14.02.2017.

3. Following the above said order and for the reasons recorded therein, this Writ Petition is allowed, in terms thereof, setting aside the impugned notice Rc.No.1/2018/Misc/40 dated 07.01.2019 issued by the 2nd respondent-Mandal Executive Magistrate, Ghanpur, Jangaon District. No order as to costs. Miscellaneous petitions, if any pending in this writ petition, shall stand closed.

CHALLA KODANDA RAM, J

23rd January, 2019

sj