

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

WEDNESDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION NO. 10982 OF 2017

Between:

1. M/s. Sri Vaishnavi Wines, A proprietary concern, represented by its Proprietor, Sri Gurija Muttaiah, S/o. Veeraiah, Aged 65 years, Occ: Business, R/o.Marriguda Village, Nalgonda District, Telangana State.
2. M/s. Durga Wines, A proprietary concern, represented by its Proprietor, Sri Nayini Narsimha Reddy, S/o.Venkat Reddy, Aged 45 years, Occ: Business, R/o. H.No.6-4-136, N.G. Colony, Ramgiri, Nalgonda District, Telangana State.
3. M/s. Sai Wines, A proprietary concern, represented by its Proprietor, Smt. Janagam Vijayalaxmi W/o.Srinivas, Aged about 40 years, Occ: Business, R/o. H.No. 4-11-213/283, DVK Road, Nalgonda, Nalgonda District, Telangana State.

...PETITIONERS

AND

1. The State of Telangana, Represented by its Secretary, Prohibition & Excise Department, Secretariat Buildings, Saifabad, Hyderabad.
2. The Commissioner of Excise, State of Telangana, Abkari Bhavan, Hyderabad, Telangana State.
3. The Deputy Commissioner of Excise, Nalgonda, Nalgonda District, Telangana State.
4. The Assistant Commissioner of Excise, Nalgonda, Nalgonda District, Telangana State.
5. The Superintendent, Prohibition and Excise, Nalgonda, Nalgonda District, Telangana State.

...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 appropriate Writ, Order or direction, preferably a Writ in the nature of Mandamus declaring the Proceedings bearing Cr.No. 525/2015-17/A dated 10.03.2017, Cr.No.526/2015-17/A dt. 10.3.2017 and Cr.No.528/2015-17/A dt. 10.3.2017 respectively issued to the Petitioners by the Respondents as being illegal, arbitrary, violative of Article 14 as well as provisions of the Andhra Pradesh Excise Act, 1968 and the Rules made there under, including being violative of "the National Highways Act, 1956 by setting aside the said impugned proceedings and consequently the petitioners are entitled to run their shops till 30.9.2017 as per the A-4 License respectively.

W.P.M.P. NO: 13650 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 operation of the impugned Proceedings bearing Cr.No. 525/2015-17/A dated 10.03.2017, Cr.No.526/2015-17/A dt. 10.3.2017 and Cr. No.528/2015-17/A dt. 10.3.2017 respectively issued to the Petitioners herein by the Respondents by permitting the Petitioners to carry on their respective businesses in accordance with their A-4 Licenses respectively pending disposal of the main Writ Petition.

Counsel for the Petitioners: SRI T. SUDHAKAR REDDY

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following: ORDER

HONOURABLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION NO.10982 of 2017

ORDER:

Learned counsel for the petitioners represents that the cause in the writ petition does not survive.

Recording the said submission, the Writ Petition is dismissed. Pending miscellaneous petitions, if any, shall stand closed.

//TRUE COPY//

**SD/-K.AMMAJI
ASSISTANT REGISTRAR
SECTION OFFICER**

To,

1. One CC to Sri T. Sudhakar Reddy, Advocate [OPUC]
2. Two CCs to GP for Prohibition and Excise, High Court for the State of Telangana. [OUT]
3. Two CD Copies.

MP



HIGH COURT

DATED:16/12/2020

ORDER

WP.No.10982 of 2017



DISMISSING THE WRIT PETITION
WITHOUT COSTS

5^{SSV} copies
Dt 24/12/2020