

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

TUESDAY, THE THIRTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO. 27156 OF 2012

Between:

M/s Satya Bar & Restaurant, Rep. by its Proprietor M. Shashikanth Reddy,
Sy.No.176/2 & 3, Tadbund, Secunderabad.

...PETITIONER

AND

1. Secunderabad Cantonment Board, Rep. by its, Chief Executive Officer, Secunderabad.
2. The Commissioner, Prohibition & Excise, Government of, A.P., Hyderabad.
3. The Superintendent, Prohibition & Excise, Secunderabad.

...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 impugned order of the 1st respondent dt.5-7-2012 in refusing renewal of trade license of the petitioner pursuant to the application dt.14-3-2012 and 3-7-2012 for running bar and restaurant at Sy.No.176/2 and 3, Tadbund, Secunderabad as illegal, arbitrary and contrary to Sec.277 of Cantonment Act and consequently by setting aside the impugned order of the 1st respondent direct the 1st respondent to grant trade license to the petitioner pursuant to the application dt.14-3-2012 and 3-7-2012 to enable the petitioner to continue its restaurant and bar business in the schedule premises under the Excise License for the year 2012-13 from 1-7-2012 to 30-6-2013.

WPMP. NO: 34587 OF 2012

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 direct the respondents 2 and 3 to consider the application of the petitioner for renewal of excise license for the years 2012-13 without insisting trade license by the 1st respondent pending disposal of the above writ petition.

WPMP. NO: 34588 OF 2012

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 direct the respondent to grant trade license pursuant to the application of the petitioner dt.14.03.2012 and 3-7-2012 for renewal of trade license, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI C. HARI PREETH

Counsel for the Respondent No.1: SRI K.R KOTESWERA RAO,

Sr. S.C. FOR CANTONMENT

Counsel for the Respondent Nos. 2 & 3: GP FOR PROHIBITION & EXCISE

The Court made the following: ORDER

HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

W.P.No.27156 OF 2012

ORDER:

Learned counsel appearing for the petitioner submits that the cause in this writ petition does not survive for adjudication and hence, the writ petition has become infructuous.

Recording the said submission, the Writ Petition is dismissed as infructuous. No costs.

Miscellaneous petitions, if any, pending shall stand closed.

//TRUE COPY//

SD/-K.SAILESHI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. One CC to Sri C. Hari Preeth, Advocate [OPUC]
2. One CC to Sri K.R. Koteswera Rao, Sr. S.C. for Cantonment [OPUC]
3. Two CCs to GP for Prohibition and Excise, High Court for the State of Telangana at Hyderabad. [OUT]
4. Two CD Copies.
5. One Spare Copy.

MP



HIGH COURT

DATED:31/08/2021

ORDER

WP.No.27156 of 2012



DISMISSING THE WRIT PETITION AS INFRUCTUOUS
WITHOUT COSTS

ASM (7)
15/9/2021