

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

**THURSDAY ,THE SECOND DAY OF NOVEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

WRIT PETITION NO: 28833 OF 2021

Between:

1. P.Venugopal Goud, S/o Late Ramulu, Aged about 59 Yrs., Occ. Business, R/o 8-2-682/32/59, Road No.12, N.B.Nagar, Banjara Hills, Hyderabad.
2. B. Srihari Goud, S/o Krishna Goud, Aged about 44 Yrs., Occ. Business, R/o H.No.6-3-667/3, Kummara Basthi Panjagutta, Hyderabad.
3. E.Yadaiah Goud, S/o E.Mallaiah Goud, Aged about 67 Yrs., Occ. Business, R/o 6-3-1243/139/1, Opposite to Raj Bhavan, M.S.Maktha, Hyderabad.

...PETITIONERS

AND

1. The Commissioner of Prohibition and Excise , State of Telagnana, Nampally, Hyderabad.
2. The Functional Registrar/District Prohibition and Excise Officer, Hyderabad.
3. The Deputy Registrar/Audit Officer, Office of the Divisional Cooperative Office, Secunderabad Division, Gruhakalpa, Nampally, Hyderabad.
4. M/s. Toddy Tapper Cooperative Society Limited, Chintal Basthi, Khairatabad Mandal, Hyderabad District which Regd.No.ES/8/20/93/Hyd. Rep. by its PIC

...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 a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents 1 to 3 for failure to manage the affairs of the 4th respondent society in accordance with the rules and appointing ineligible defacto PIC committee members and extending the term beyond one year without permission of the Government which is illegal, arbitrary, unconstitutional and against the settled principles of rules laid down under Section 32 (7) (a) (i) (b) of the TCS Act,1964 and consequently direct the respondents 1 & 2 to appoint an official PIC committee in place of non official PIC committee members who are continuing illegally duly directing to conduct

proper enquiry for preparation of valid voter list for ensuing elections to the 4th respondent society

IA NO: 1 OF 2021

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 1 & 2 to appoint an official PIC committee in place of non official PIC committee members who are continuing illegally duly directing to conduct proper enquiry for preparation of valid voter list for ensuing elections to the 4th respondent society, pending disposal of the above petition

Counsel for the Petitioner: SRI. T. KISTAIAH

Counsel for the Respondent Nos. 1&2: GP FOR PROHIBITION EXCISE

Counsel for the Respondent No. 3: GP FOR COOPERATIVE SOCIETY

Counsel for the Respondent No.4: SRI M.A.K MUKHEED

The Court made the following: ORDER

HON'BLE SRI JUSTICE J. SREENIVAS RAO

WRIT PETITION No.28833 of 2021

ORDER:

When the matter is taken up for hearing, Sri T.Kistaiah, learned counsel for the petitioners submits that the cause in the writ petition does not survive for adjudication.

2. Recording the said submission, the writ petition is dismissed as infructuous. No costs.

Pending miscellaneous applications, if any, shall stand closed.

//TRUE COPY//

SD/-B. SARASWATHI
ASSISTANT REGISTRAR
SECTION OFFICER

- To,
1. Two CCs to GP FOR PROHIBITION EXCISE ,High Court for the State of Telangana, at Hyderabad [OUT]
 2. Two CCs to GP FOR CO-OPERATIVE SOCIETY,High Court for the State of Telangana,at Hyderabad [OUT]
 3. One CC to SRI. T. KISTAIAH, Advocate [OPUC]
 4. One CC to SRI. M.A.K. MUKHEED, Advocate [OPUC]
 5. Two CD Copies
- B M
GJP

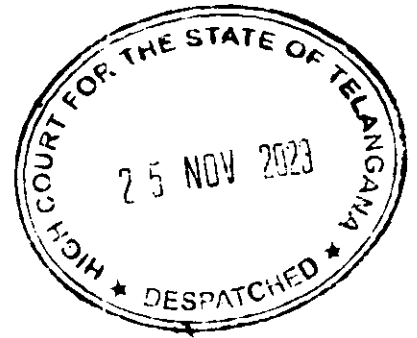


HIGH COURT

DATED:02/11/2023

ORDER

WP.No.28833 of 2021



**DISMISSING THE WRIT PETITION AS INFRUCTUOUS
WITHOUT COSTS**

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KMA
12/11/2023