APHC010020462021

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3332]
(Special Original Jurisdiction)

MONDAY, THE 16th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 1485/2021

Between:

1. GOGULA MALLIKARJUNA RAO, S/O SRINU, AGED ABOUT 26 YEARS, R/O PEDAKAKANI VILLAGE AND MANDAL, GUNTUR DISTRICT.

...PETITIONER

AND

1. STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY, REVENUE (EXCISE) DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
2. THE COMMISSIONER OF SPECIAL ENFORCEMENT BUREAU, EXCISE COMPLEX, RS NO.88-2B, SAI VIHAR APARTMENTS, POULTRY FARM ROAD, PRASADAMPADU (V), VIJAYAWADA-521108.
3. THE DEPUTY COMMISSIONER PROHIBITION AND EXCISE, (PRESENTLY SPECIAL ENFORCEMENT BUREAU), GUNTUR.
4. THE SUPERINTENDENT OF POLICE, GUNTUR RURAL, GUNTUR DISTRICT.
5. THE STATION HOUSE OFFICER, SATTENAPALLI RURAL P.S., GUNTUR DISTRICT.

...RESPONDENT(S):

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 or direction more particularly one in the nature of WRIT OF MANDAMUS declaring that the Order passed by the 2nd respondent in Cr.No. 522/2020/SEB/C1, dated 20-11-2020 which upheld the orders passed by the 3rd respondent in Rc. No. 577/2020/B2/PS dated 16-10-2020 as well as the order passed by the 3rd respondent vide Rc. No. 577/2020/B2/PS dated 16-10-2020 are illegal, arbitrary, unconstitutional, against principles of natural justice and violate of rights, guaranteed under Articles 14 and 21 of the Constitution of India and to quash or set aside the same and to issue a consequential direction to respondents No. 2 and 3 to release the vehicle of the petitioner i.e., Auto Rickshaw bearing No. AP 39 TG 5250 forthwith and pass

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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 No. 2 and 3 to release the vehicle of the petitioner i.e., Auto Rickshaw bearing No. AP 39 TG 5250 forthwith by suspending the order passed by the 2nd respondent in Cr.No. 522/2020/SEB/C1, dated 20-11-2020 which upheld the orders passed by the 3rd respondent in Rc. No. 577/2020/B2/PS dated 16-10-2020 as well as the order passed by the 3rd respondent vide Rc. No. 577/2020/B2/PS dated 16-10-2020 pending disposal of the Writ Petition and pass

Counsel for the Petitioner:

1. VENKATA DURGA RAO ANANTHA

Counsel for the Respondent(S):

1. GP FOR PROHIBITION EXCISE
2. GP FOR HOME

The Court made the following:

ORDER:

On 05.11.2026, learned counsel for the petitioner and learned Government Pleader for Prohibition & Excise collectively sought time to get instructions as to whether the cause in the writ petition survives or not.

Today, learned Government Pleader submitted that the cause in the writ petition does not survive and has become infructuous.

There is no representation for the petitioner, it shows that the petitioner has no interest in pursuing the matter. Hence, the Writ Petition is liable to be dismissed.

Accordingly, the Writ Petition is ***dismissed for non-prosecution***. However, if the petitioner feels that the cause still survives, he can file appropriate application within a period of two (02) months. There shall be no order as to costs.

As a sequel, miscellaneous applications, pending if any, shall stand closed.

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JUSTICE RAVI CHEEMALAPATI

Date: 16th November, 2026

RKS