APHC010330222025

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

SATURDAY, THE 10th DAY OF OCTOBER 2026

**PRESENT**

**THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI**

**WRIT PETITION NO: 16561/2025**

**Between:**

1. K V MANIKYAMBA, M/S. KOLIA BUTCHI RAJU, AGED 45 YRS. OCC BUSINESS FIRE WORKS, D.NO.13-14-5, KAKATIYA ITI ROAD, NEW GAJUWAKA, VISAKHAPATNAM.

**...PETITIONER**

**AND**

1. UNION OF INDIA, MINISTRY OF COMMERCE AND INDUSTRY, PETROLEUM AND EXPLOSIVES SAFETY ORGANIZATION (PESO), REPRESENTED BY ITS SECRETARY, SASTRY BHAVAN, NEW DELHI.
2. THE CHIEF CONTROLLER OF EXPLOSIVES, PETROLEUM AND EXPLOSIVES SAFETY ORGANIZATION (PESO), D.NO.7-20-13, KIRLAMPUDI LAYOUT, VISAKHAPATNAM - 530017.
3. THE DEPUTY CHIEF COHTROLLER OF EXPLOSIVES, PETROLEUM AND EXPLOSIVES SAFETY ORGANIZATION (PESO), D.NO.7-20-13, KIRLAMPUDI LAYOUT, VISAKHAPATNAM - 530017.

**...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 topleased to issue a Writ or Order or Direction more particularly, one in the nature of Writ of Mandamus declaring the action of the Respondents 2 and 3 in not passing any order in connection with the Petitioners Application for Renewal of License No. E/SC/AP/24/248(E43914) in Form LE-5 of Explosive Rules-2008 for the period of 2025 to 2030 for the Fire Works Shop

situated at Sy.No.132/17B, 132/21A, Nathayyapalem Village and Mandal, Visakhapatnam in the name of M/s.Kolla Butchi Raju all illegal, unlawful, violation of Principles of Natural Justice, Violation of Articles 14, 19, 21 of the Constitution of India, consequently to direct the Respondents 2 And 3 to pass an Order on the Renewal of License No. E/SC/AP/24/248(E43914) in Form LE-5 of Explosive Rules-2008 for the period of 2025 to 2030 of the Petitioners Fire Works Shop as per the law and procedure and to pass

**IA NO: 1 OF 2025**

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 may be pleased to direct the Respondents 2 & 3 to pass an Order on the Renewal of License No. E/SC/AP/24/248(E43914) in Form LE-5 of Explosive Rules - 2008 for the period of 2025 to 2030 of the Petitioner's Fire Works Shop M/s Kolia Butchi Raju as per the law and procedure pending disposal of the main Writ Petition and to pass

**Counsel for the Petitioner:**

1. R SIVA SAI SWARUP

**Counsel for the Respondent(S):**

1. M UMA DEVI (CENTRAL GOVT COUNSEL)
2. A RAVINDRA BABU (CENTRAL GOVT COUNSEL)

**The Court made the following:**

**ORDER:**

To declare the action of respondent Nos.2 and 3 in not passing any order in connection with the petitioner's application for renewal of license No.E/SC/AP/24/248(E43914) in Form LE-5 under the Explosive Rules, 2008, for the period from 2025 to 2030, in respect of the firework shop situated at Sy.No.132/17B, 132/21A, Nathayyapalem Village and Mandal, Visakhapatnam, in the name of M/s Kolla Butchi Raju, as illegal and arbitrary, the present writ petition has been filed.

2. Heard Sri R.Siva Sai Swarup, learned counsel for the petitioner, and Mrs. M.Uma Devi, learned Central Government Counsel appearing for the respondents.

3. Learned counsel for the petitioner submitted that the relief sought in the writ petition is inaccous, as an application has been made by paying the requisite fee for renewal of the license of the petitioner's firework shop. He requested that a direction may be given to the authorities to pass appropriate orders on the application in a time-bound manner.

4. Learned Central Government Counsel, submitted that, as per the instructions received by her, the application had been considered. However, the instructions do not disclose the manner in which the application was considered, whether it was rejected or allowed, or whether the decision was communicated to the petitioner.

5. Perused the record and considered the submissions made by learned counsel for the parties.

6. The instructions furnished to the Court by an officer of the rank of Deputy Chief Controller, are not clear, and this Court expresses its displeasure over the manner in which such instructions have been furnished. However, this Court is inclined to dispose of the writ petition with the following direction:

> "The 3rd respondent, the Deputy Chief Controller, is directed to pass appropriate orders on the petitioner's application and communicate the same to the petitioner, after providing an opportunity of hearing to the petitioner, if required, as expeditiously as possible, within a period of two (02) weeks from the date of receipt of a copy of this order."

7. Accordingly, the Writ Petition is ***disposed of.*** There shall be no order as to costs.

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

**JUSTICE RAVI CHEEMALAPATI**

Date: 10.10.2026

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**THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI**

**WRIT PETITION NO: 16561/2025**

Date: 10.10.2026
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