APHC010545252026

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

MONDAY, THE 2nd DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 29839/2026

Between:

1. GUDE VEERA VENKATA NAGESWARA RAO, S/O. GUDE RANGA RAO, AGED 44 YEARS, OCC BUSINESS, R/O. D.NO.16-473, GOTTUMUKKALA VILLAGE, KANCHIKACHERLA, KRISHNA DISTRICT, ANDHRA PRADESH.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, REVENUE (EXCISE) DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, FINANCE AND PLANNING SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
3. THE COMMISSIONER OF PROHIBITION AND EXCISE, PROHIBITION AND EXCISE DEPARTMENT, R.S. NO.88-2B, SAI VIHAR APARTMENTS, POULTRY FARM ROAD, PRASADAMPADU VILLAGE, KRISHNA DISTRICT - 521 108.
4. THE DISTRICT PROHIBITION AND EXCISE OFFICER, VIJAYAWADA, NTR DISTRICT, ANDHRA PRADESH

...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, direction or order, more particularly one in the nature of WRIT OF MANDAMUS declaring the inaction on part of the Respondent Authorities in returning the application fees of the petitioner, paid by him through (1) Challan No. 31254283762019 dated 06.12.2019 with Transaction No.30123484692019 of Rs.9,00,000/- and (2) Challan No. 31254263552019 dated 06.12.2019 with Transaction No.30123477512019 of Rs.1,00,000/- a total of Ten Lakhs Rupees (Rs.10,00,000/-), for Bar License (2020-2021) notified in the State of Andhra Pradesh without considering the Petitioner's Representations dated 15.11.2023 and 20.09.2024, as illegal, arbitrary, violative of principles of natural justice, violative of Articles 14, 19 and 21 of the Constitution of India and consequently, direct the Respondent Authorities to return the said Application Fee of Ten Lakh Rupees (Rs.10,00,000/-) paid by the petitioner for the Bar License for the year 2020-2021 notified in the State of Andhra Pradesh in complete compliance with the Order dated 17.08.2023 of this Hon'ble Court passed in Writ Petition vide W.P.No.16261 of 2023 along with an interest at the rate of 12 percent per annum from the date of the said Challans to till the date of return of the said Application Fee of Ten Lakh Rupees (Rs.10,00,000/-)

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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 direct the Respondent Authorities herein to consider the Petitioner's Representations dated 15.11.2023 and 20.09.2024, to process the return of Application Fees of the petitioner, a total of Ten Lakhs Rupees (Rs.10,00,000/-) paid by him through Challan No. 31254283762019 dated 06.12.2019 with Transaction No.30123484692019 i.e., Rs.9,00,000/- and Challan No.31254263552019 dated 06.12.2019 with Transaction No.30123477512019 i.e., Rs.1,00,000/- for Bar License (2020-2021) notified in the State of Andhra Pradesh along with an interest at the rate of 12% per annum from the date of the said Challans to till the date of return of the said Application Fee of Ten Lakh Rupees (Rs.10,00,000/-) pending disposal of the above writ petition

Counsel for the Petitioner:

1. GINJUPALLI SUBBA RAO

Counsel for the Respondent(S):

1. GP FOR PROHIBITION EXCISE
2. GP FOR FINANCE PLANNING

The Court made the following:

ORDER:

Aggrieved by the action of the respondents in not returning the application fees of the petitioner paid through Challans dated 06.12.2019 for Rs.10,00,000/- for bar license notified in the State of Andhra Pradesh, without considering the representations dated 15.11.2023 & 20.09.2024, the present writ petition is filed.

2. Heard Sri Ramesh Babu Tatapudi, learned counsel representing Sri Ginjupalli Subba Rao, learned counsel for the petitioner and Sri Nagaraju Pullagura, learned Government Pleader for Prohibition & Excise for the respondents.

3. Learned counsel for the petitioner submitted that despite making representations dated 15.11.2023 & 20.09.2024, the respondent authorities are not refunding the application fees so paid by the petitioner *vide* Challan Nos.31254283762019 & 31254263552019 dated 06.12.2019. The petitioner is entitled for refund of that application fees. He further submitted that, in similar set of facts, this Court, disposed of

W.P.No.36568 of 2022 which was duly taken into consideration by the Coordinate bench of this Court in W.P.No.16261 of 2023 which is placed on record as Ex.P4 and prayed to consider the present writ petition is same lines.

4. On the other hand, learned Government Pleader submitted that the orders on which the petitioner is now relying are applicable to the facts of the case and the issue in the present writ petition is squarely covered by the order in that writ petition, as such, prayed to pass similar orders.

5. Taking their submissions into consideration, this Court is inclined to dispose of the writ petition in terms of the order passed in W.P.No.16261 of 2023 dated 17.08.2023.

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

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

8. Registry is directed to enclose a copy of the order in W.P.No.16261 of 2023 dated 17.08.2023, to this order.

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JUSTICE RAVI CHEEMALAPATI

Date: 02nd November, 2026
RKS