

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

WEDNESDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO

WRIT PETITION NO: 19596 OF 2026

Between:

Smt. Chanda Radhika, W/o. Chanda Shiva Kumar, Aged about 56 years,
Owner of Premises bearing H.No. 66-6-4/137, Situated at Stambhampally,
Warangal District, Telangana State.

...PETITIONER

AND

1. The State of Telangana, rep. by its Principal Secretary, Revenue (Excise) Secretariat, Hyderabad.
2. The Deputy Commissioner of Proh. and Excise, Warangal Division, Warangal District
3. The Station House Officer, Parvathagiri Police Station, Warangal District.

...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 an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the inaction of the Respondent Nos. 2 and 3 in removing/taking away the confiscated stocks of 12,886 kgs of Black Jaggery from the Petitioner's premises bearing H.No. 66-6-4/137, Stambhampally, Warangal District, even after lapse of more two years of passing of the confiscation order dated 30/03/2024, inspite of the repeated personal visits, as being illegal, arbitrary, unjust and unconstitutional, and consequently direct the respondent Nos. 2 and 3 herein to forthwith remove/take away the confiscated stocks from the above said premises.

I.A. NO: 1 OF 2026

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 Nos. 2 and 3 herein to deliver vacant and physical possession of the

premises bearing H.No. 66-6-4/137, Stambhampally, Warangal District, to the Petitioner immediately upon removal of the confiscated goods, pending disposal of the main Writ Petition.

Counsel for the Petitioner: SRI ARVAPALLI SHIVA SAI NATH

**Counsel for the Respondent No.1 & 2: SRI VISHAL KUMAR, ASST. GP FOR
PROHIBITION & EXCISE**

Counsel for the Respondent No.3: GP FOR HOME

The Court made the following: ORDER

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THE HON'BLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO

DATE: 24.06.2026

WRIT PETITION No.19596 OF 2026

Between:

Smt. Chanda Radhika

...Petitioner

AND

The State of Telangana, rep. by its
Principal Secretary, Revenue (Excise)
Secretariat, Hyderabad and 2 others.

...Respondents

ORDER

This Writ Petition is filed to declare the inaction of respondent Nos.2 and 3 in removing/taking away the confiscated stock of 12,886 kgs of Black Jaggery from the petitioner's premises bearing H.No.66-6-4/137, Stambhampally, Warangal District, even after lapse of more two years of passing of the confiscation order dated 30.03.2024 and repeated personal visits made by the petitioner, as illegal and arbitrary.

2. Heard Mr. Arvapalli Shiva Sai Nath, learned counsel for the petitioner and Mr. Vishal Kumar, learned Assistant Government

Pleader for Prohibition and Excise appearing for respondent Nos.1 and 2. Perused the material available on record.

3. Learned counsel for the petitioner submits that the petitioner is the owner of the premises bearing H.No.66-6-4/137 situated at Stambhampally, Warangal District, Telangana State, wherein a jaggery trading shop was being operated in the ordinary course of business. In October, 2023, the 3rd respondent conducted a surprise inspection of the petitioner's premises and registered FIR No.63 of 2023 for the alleged offences under Section 7(A) read with Section 8(e) of the Telangana State Prohibition Act, 1995, Section 34(e) of the Telangana State Excise Act, 1968 read with Section 46 thereof. During the said inspection, approximately 12,886 kgs of Black Jaggery was seized from the petitioner's premises.

4. Learned counsel for the petitioner further submits that the 2nd respondent passed a confiscation order dated 30.03.2024 in C.R.No.78/2024/PE/B6 under the provisions of the Telangana State Prohibition Act, 1995 and the Telangana State Excise Act, 1968, whereby the seized stock of 12,886 kgs of Black Jaggery was ordered to be confiscated to the State. However, despite the confiscation order and the vesting of the seized stock in the State, the respondents have not removed or taken physical possession of the confiscated stock from the petitioner's premises till date.

5. Learned counsel for the petitioner submits that the continued retention of the confiscated stock in the petitioner's premises has caused severe hardship and prejudice, as the petitioner is unable to use or occupy her premises for any lawful commercial or personal purpose and has been prevented from carrying on any business activity, resulting in loss of livelihood. The petitioner is also compelled to bear storage-related liabilities, structural risks and maintenance burdens on account of the continued occupation of the premises by the confiscated goods. Despite repeated requests made to the 2nd and 3rd respondents to remove the confiscated stock and hand over vacant possession of the premises, no action has been taken.

6. Learned Assistant Government Pleader for Prohibition and Excise appearing for respondent Nos.1 and 2 seeks four (04) weeks' time for removing the confiscated stock of Black Jaggery from the petitioner's premises.

7. Having considered the submissions made by the learned counsel for the respective parties, without expressing any opinion on the merits of the case, the respondent authorities are directed to remove the confiscated stock of 12,886 kgs of Black Jaggery from the petitioner's premises bearing H.No.66-6-4/137, Stambhampally, Warangal District, within a period of four (04) weeks from the date

of receipt of a copy of this order. In the event of failure on the part of the respondent authorities to remove the said stock within the stipulated period, the respondents shall pay an amount of Rs.3,000/- (Rupees Three Thousand only) per day to the petitioner from the expiry of the said period until such removal is effected.

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

Miscellaneous petitions pending, if any, shall stand closed.

SD/- A.H.S.GOWRI SHANKAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue (Excise) The State of Telangana, Secretariat, Hyderabad.
2. The Deputy Commissioner of Proh. & Excise, Warangal Division, Warangal District
3. The Station House Officer, Parvathagiri Police Station, Warangal District.
4. One CC to SRI ARVAPALLI SHIVA SAI NATH, Advocate [OPUC]
5. Two CCs to GP FOR PROHIBITION & EXCISE, High Court for the State of Telangana, at Hyderabad [OUT]
6. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
7. Two CD Copies

BN

AN

CC TODAY

HIGH COURT

DATED: 24/06/2026

ORDER

WP.No.19596 of 2026



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

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MT
25/6/26