APHC010552822026

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

FRIDAY, THE 16th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 30357/2026

Between:

1. PENIKETI SAI SANTHOSH KUMAR,, S/O P. APPALARAJU, AGED ABOUT 35 YEARS, OCC BUSINESS, R/O 7-112, YALLAPU VAIL VEEDHI, KIRLAMPUDI, EAST GODAVARI DISTRICT-533431.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, EXCISE DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT-522238.
2. THE COMMISSIONER OF PROHIBITION AND EXCISE, MANGALAGIRI, GUNTUR DISTRICT-522503.
3. THE DISTRICT PROHIBITION AND EXCISE OFFICER, LICENSING AUTHORITY, KAKINADA, KAKINADA DISTRICT.-533001

...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 toissue a Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the 3rd Respondent in not issuing the licence to the Petitioner to set up Shop No. KKD/48, Kakinada Rural, despite the Petitioner having been selected in the lot and having paid the licence fee of Rs.17,87,500/- vide Challan No. 11228541322026 dated 08.10.2026 and Rs.2,50,000/- towards the permit room vide Challan No. 11228489472026 dated 08.10.2026, as illegal, arbitrary and violative of Articles 14 and 19(1)(g) of the Constitution of India, and consequently direct

the 3rd Respondent to issue the licence to the Petitioner for Wine Shop No. KKD/48, Kakinada Rural, to be set up at premises bearing D.No.3-94/1/1, Sarpavaram Village, Kakinada Rural, Kakinada District, forthwith,

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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 3rd Respondent to issue the Provisional licence to the Petitioner for Shop No. KKD/48, Kakinada Rural, to be set up at premises bearing D.No.3-94/1/1, Sarpavaram Village, Kakinada Rural, Kakinada District, pending disposal of the Writ Petition,

Counsel for the Petitioner:

1. RAMALAKSHMANA REDDY SANEPALLI

Counsel for the Respondent(S):

1. GP FOR PROHIBITION EXCISE

The Court made the following:

ORDER

Sri Ramalakshmana Reddy Sanepalli, learned counsel for the petitioner, submitted that in the instructions placed on record by the learned Government Pleader for Excise, it is mentioned that the petitioner has not appeared and submitted any documents before the authorities. That the petitioner will appear before the authorities and submit all relevant documents in support of his claim and hence this writ petition may be closed without going into merits of the matter.

2. Sri Pullagura Nagaraju, learned Government Pleader for Excise, submitted that in case the petitioner submits documents, the authorities would consider those documents.

3. In view of the above, this writ petition is closed. There shall be no order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

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JUSTICE RAVI CHEEMALAPATI

16TH October, 2026.

RR

Note: Issue C.C. today.

B/o

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