IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

FRIDAY,THE EIGHTEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE
:PRESENT:
THE HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 20087 OF 2023

Between:

Bittari Roja Shamili, W/o.P.Babu Aged 32 years, Occ.Proh.andExcise Sub.Inspector O/o.The Assistant Commissioner of Proh.andExcise (Distilleries) Kakinada, Kakinada District (Old E.G. District) AP

...Petitioner

AND

1. The State of Andhra Pradesh, Rep.by its Special Chief Secretary Revenue (Excise) Department A.P. Secretariat, Velagapudi Amaravati, Guntur District.
2. The Commissioner of Prohibition and Excise Andhra Pradesh, Vijayawada N.T.R. District
3. The Commissioner, Special Enforcement Bureau, Andhra Pradesh, Mangalagiri, Guntur District.
4. K.Srinibabu, , S/o. Bhavannadora, Age.39yrs, Enforcement Sub- Inspector, SEB Station, Tadepalligudem
5. Y.Durga Prasad, , S/o.Subbarao, Age.38yrs, Enforcement Sub- Inspector, SEB Station, chinthalapudi, Eluru District
6. P.Lakshmana Rao, S/o. Mahalakshmi, Age.42yrs, Enforcement Sub-Inspector, SEB Station, Vuyyuru
7. Md.Galeb sahib, , S/o.Abdulsayeda, Age.60yrs, Enforcement Sub- Inspector, Dist. Task Force, Vijayawada
8. G.V.LAKSHMI, , D/oVenkateswarulu, Age.49yrs, Enforcement Sub-Inspector, SEB Station, Tiruvurru NTR District
9. R.Kranthi Kiran, . S/o. Lalalajapathi Roy, Age.42yrs, Enforcement Sub-Inspector, SEB Station, Polavaram, Eluru District
10. R.V.L.Narasimharao, S/o.Bapiraju, Age.56yrs, Enforcement Sub- Inspector, Yedurulanka SEB Check post, Konaseema District.

Respondent Nos. 4 to 10 impleaded as per Court Order dated18.08.2023 vide IA.No.2/2023 in W.P. No. 20087/2023.

...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 a writ, order or direction more particularly one' in the nature of a writ of mandamus declaring the action of the 1st respondent in issuing G.O. Rt No. 677 Revenue (Excise) Department dated 31-07-2023 wherein formulating the guidelines for allocation of personnel between Special Enforcement Bureau and Prohibition and Excise Department and vice versa and consequential proceedings vide C.R.No. 2116/2023/CPE/A1-2 dated 01-08-2023 of the 2nd respondent wherein allotted the petitioner to Special Enforcement Bureau is illegal, arbitrary, unjust and violation of Article 14 and 16 of the constitution of India and consequently set aside the same by

directing the respondents to permit the petitioner to continue in Prohibition and Excise Department;

IA NO: 1 OF 2023

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 suspend the operation of G.O. Rt No. 677 Revenue (Excise) Department dated 31-07-2023 and consequential proceedings vide C.R.No. 2116/2023/CPE /A1-2dated 01-08-2023 of the 1st and 2nd respondents in so far as the petitioner is concerned and continue her in Prohibition & Excise Department, pending disposal of WP 20087 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier Order of the High Court dt.08.08.2023 made herein and upon hearing the arguments of M/s. Kavitha Gottipati, Advocate for Petitioner and of GP for Excise for Respondents, the Court made the following

ORDER:

"Post the matter on 22.08.2023.

Interim order granted earlier on 08.08.2023, is extended till then."

Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to M/s. Kavitha Gottipati Advocate [OPUC]
2. Two CCs to GP for Excise, High Court of Andhra Pradesh. [OUT]
3. One spare copy.

ER

HIGH COURT

VS,J

DATED:18/08/2023

ORDER

POST THE MATTER ON 22.08.2023

WP.No.20087 of 2023

INTERIM ORDER EXTENDED

