

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: 20090 OF 2023



Between:

1. J Srinivas, S/o Shri J. Bhaskar Rao, Aged about 32 Years Occ. Proh& Excise Inspector, O/o Assistant Commissioner of Vigilance, Eluru, Eluru District, AP
2. B.N.V. Lakshmi D/o B.Surya Rao, Aged 42 years, Occ: Proh& Excise Inspector, M/s BVS Distilleries, Godavarru Village, Kankipadu Mandal, Krishna District, AP

...Petitioners

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.

...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 Writ of mandamus declaring the action of the 1st respondent in issuing G.O.Rt No. 679 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/A1-1 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 Constitution of India and consequently set aside the same by directing the respondents to permit the petitioners to continue in Prohibition & 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. 679 Revenue (Excise) Department dated 31-07-2023 and consequential proceedings vide C.R.No. 2116/2023/CPE /A1-1 dated 01-08-2023 of the 1st and 2nd respondents in so far as the petitioners are concerned and continue them in Prohibition & Excise Department, Pending disposal of WP 20090 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 order of the High Court dated 08.08.2023

made herein and upon hearing the arguments of M/s. KavithaGottipati, 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."

//TRUE COPY//

Sd/- M. SRINIVAS
ASSISTANT REGISTRAR
SECTION OFFICER

To,

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

cvss

HIGH COURT

VS,J

DATED:18/08/2023

ORDER

Post the matter on 22.08.2023.

WP.No. 20090 of 2023

INTERIM ORDER EXTENDED

