



**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: 20132 OF 2023**

**Between:**

1. Kavuri Tata Rao S/o.K.Maridi  
Aged 55 years, Occ :Proh. &Excise Constable,  
APSBCL Depot, Amalapuram Bypass Road  
Near N.Chandra Rao Ghat, Ambedkar Konaseema District  
Andhra Pradesh
2. G.N.V.Kumar S/o.Reddy  
Aged 53 years, Occ :Proh. &Excise Constable,  
APSBCL Depot, Amalapuram Bypass Road  
Near N.Chandra Rao Ghat, Ambedkar Konaseema District  
Andhra Pradesh
3. Medisetty Bhavannarayana S/o.M.Ganga Rao  
Aged 50 years, Occ :Proh. &Excise Constable,  
APSBCL Depot, Amalapuram Bypass Road  
Near N.Chandra Rao Ghat, Ambedkar Konaseema District  
Andhra Pradesh
4. G.H.R. Naidu S/o.Nageswara Rao  
Aged 50 years, Occ :Proh. &Excise Constable,  
APSBCL Depot, Amalapuram Bypass Road  
Near N.Chandra Rao Ghat, Ambedkar Konaseema District  
Andhra Pradesh
5. Reddy Venkateswara Rao S/o.Bulli Saheb  
Aged 54 years, Occ:Proh.&Excise Constable  
APSBCL Depot, Amalapuram Bypass Road  
Near N.Chandra Rao Ghat, Ambedkar Konaseema District  
Andhra Pradesh
6. Pachimali China Veeraju S/o.Pedaveeranna  
Aged 55 years, Occ:Proh.&Excise Constable  
PMK Distilleries, Rangampeta, Kotapadu  
East Godavari District, AP
7. R.Suryanarayana S/o.Nooka Raju  
Aged 58 years, Occ:Proh.&Excise Constable  
PMK Distilleries, Rangampeta, Kotapadu  
East Godavari District, AP
8. L.Ananda Kumar S/o.L.Surayya  
Aged 51 years, Occ:Proh.&Excise Constable  
DMK Distilleries, Rangampeta, Kotapadu

East Godavari District, AP

9. Doddipatla Srinivasa Rao S/o. Vyaghri  
Aged 52 years, Occ: Proh. & Excise Constable  
APSBCL Depot, Amalapuram Bypass Road  
Near N. Chandra Rao Ghat,  
Ambedkar Konaseema, Andhra Pradesh
10. Siddamsetti Venkateswara Rao S/o. S. Satyanarayana  
Aged 60 years Occ : Proh. & Excise Constable,  
APSBCL Depot, Amalapuram Bypass Road  
Near N. Chandra Rao Ghat, Ambedkar Konaseema District  
Andhra Pradesh
11. Yannabathula Ramesh S/o. Y. Nageswara Rao  
Aged 50 years, Occ: Proh. & Excise Constable  
APSBCL Depot, Amalapuram Bypass Road  
Near N. Chandra Rao Ghat,  
Ambedkar Konaseema, Andhra Pradesh
12. Lutukurti Yedukondalu S/o. L. Krishna Murthy  
Aged 50 years, Occ: Proh. & Excise Constable  
APSBCL Depot, Amalapuram Bypass Road  
Near N. Chandra Rao Ghat,  
Ambedkar Konaseema, Andhra Pradesh
13. Petta Satyanarayana S/o. Narasimha Murthy  
Aged 54 years, Occ: Proh. & Excise Constable  
APSBCL Depot, Amalapuram Bypass Road  
Near N. Chandra Rao Ghat,  
Ambedkar Konaseema, Andhra Pradesh
14. Kamuju Venkata Ramana S/o. Chinna Satyanarayana  
Aged 62 years, Occ: Proh. & Excise Constable  
APSBCL Depot, Amalapuram Bypass Road  
Near N. Chandra Rao Ghat,  
Ambedkar Konaseema, Andhra Pradesh
15. Pechetty Janardhana Rao S/o. Narasimha Rao  
Aged 58 years, Occ: Proh. & Excise Constable  
APSBCL Depot, Amalapuram Bypass Road  
Near N. Chandra Rao Ghat,  
Ambedkar Konaseema, Andhra Pradesh
16. Kandukuri Sudher Kumar S/o. Rajasekhar  
Aged 35 years, Occ: Proh. & Excise Constable  
KBK Biotech (P) Ltd., Chinna Brahmadevaram(V)  
East Godavari District, AP
17. Sangani N.V. Satish Babu S/o. S. Madhav Rao  
Aged 39 years, Occ: Proh. & Excise Constable  
O/o. Assistant Commissioner for Distilleries  
Kakinada, Karri Complex, Kakinada  
East Godavari District, AP

18. Matta Suresh S/o. Babu Rao  
Aged 33 years, Occ: Proh. & Excise Constable  
O/o. Assistant Commissioner for Distilleries  
Kakinada, Karri Complex, Kakinada  
East Godavari District, AP
19. Budumuri Srinivas S/o. Late Shankara Rao  
Aged 49 years, Occ: Proh. & Excise Constable  
O/o. Assistant Commissioner for Distilleries  
Kakinada, Karri Complex, Kakinada  
East Godavari District, AP
20. Bura Appa Rao S/o. Balaramudu  
Aged 56 years, Occ: Proh. & Excise Constable  
O/o. Assistant Commissioner for Distilleries  
Kakinada, Karri Complex, Kakinada  
East Godavari District, AP
21. S.V.R. Sudheer Raju S/o. Ramakrishna Raju  
Aged 40 years, Occ: Proh. & Excise Constable  
KBK Biotech (P) Ltd., Chinna Brahmadevaram(V)  
East Godavari District, AP
22. B. Rajasekhara S/o. Ganeswara Rao  
Aged 57 years, Occ: Proh. & Excise Constable  
O/o. Assistant Commissioner for Distilleries  
Kakinada, Karri Complex, Kakinada  
East Godavari District, AP
23. Kollapu Sahadevudu S/o. Late K. Sarasayya  
Aged 43 years, Occ: Proh. & Excise Constable  
BDH Agro Ventures, Koppavaram  
East Godavari District, AP
24. V. Ramachandra Rao S/o. Late Narayana Murthy  
Aged 55 years, Occ: Proh. & Excise Constable  
O/o. Assistant Commissioner for Distilleries  
Kakinada, Karri Complex, Kakinada  
East Godavari District, AP
25. Vanumu Siva Naga Raju S/o. Satyanarayana  
Aged 55 years, Occ: Proh. & Excise Constable  
O/o. The Assistant Commissioner of Proh & Excise (Distilleries)  
Kakinada, East Godavari District, AP
26. Ch. Nageswara Rao S/o. Ch. Harichandrudu  
Aged 52 years, Occ: Proh. & Excise Constable  
O/o. The Assistant Commissioner of Proh & Excise (Distilleries)  
Kakinada, East Godavari District, AP
27. Rokkam Prasanna S/o. Rambabu  
Aged 32 years, Occ: Proh. & Excise Constable  
A.C. Distilleries, Nukamma Temple Street

Ramaraopeta, Kakinada, E.G.District, AP

28. Palatala Bala Jagadeesh S/o. Late Prakash Rao  
Aged 36 years, Occ: Proh. & Excise Head Constable  
Sri Sarvaraya Sugards, Chelluru, E.G. District, AP

29. K. Babu Rao S/o. Late K. Gnananandam  
Aged 51 years, Occ: Proh. & Excise Head Constable  
O/o. Assistant Commissioner for Distilleries  
Kakinada, Karri Complex, Kakinada  
East Godavari District, AP

30. T. Sai Babu S/o. T. Subba Rao  
Aged 60 years, Occ: Proh. & Excise Head Constable  
KBK Biotech (P) Ltd., Chinna Brahmadevaram (V)  
East Godavari District, AP

31. Diddi Subba Rao S/o. Bulli Veerraju  
Aged 60 years, Occ: Proh. & Excise Head Constable  
Sri Sarvaraya Sugards, Chelluru, E.G. District, AP

32. I. Srinivasa Rao S/o. China Suryanarayana  
Aged 55 years, Occ: Proh. & Excise Head Constable  
Artos Breweries Ltd., Ramachandrapuram  
E.G. District, Andhra Pradesh

33. Mudugu Vara Prasad Kumar S/o. Late Atchiyya  
Aged 58 years, Occ: Proh. & Excise Constable  
O/o. Assistant Commissioner for Distilleries  
Kakinada, Karri Complex, Kakinada  
East Godavari District, AP

34. Chitti Thalli Bula D/o. Krishna Murthy  
Aged 35 years, Occ: Proh. & Excise Constable  
M/s Sri Sarvaraya Sugars Limited,  
Chelluru Village, Rayavaram Mandal,  
East Godavari 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 & Excise  
Andhra Pradesh, Vijayawada  
N.T.R. District

3. The Commissioner, Special Enforcement Bureau,  
Andhra Pradesh, Mangalagiri,  
Guntur District

4. The District Prohibition and Excise Officer, East Godavari District, Andhra Pradesh

...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. 678 Revenue (Excise) Department dt 31-07-2023 wherein formulating the guidelines for allocation of Head Constables and Constables between Special Enforcement Bureau and Prohibition and Excise Department and vice versa and consequential proceedings vide C.R.No. 2116/2023/CPE/A1-3 dated 01-08-2023 of the 2nd respondent wherein allotted the petitioners 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 petitioners 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. 678 Revenue (Excise) Department dt 31-07-2023 and consequential proceedings vide C.R.No. 2116/2023/ CPE/A1-3 dated 01-08-2023 of the 1st and 2nd respondents' in so far as the petitioners are concerned and continue them in Prohibition and Excise Department, pending disposal of WP 20132 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. 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."**

**//TRUE COPY//**

For

Sd/- U. SRI DEVI  
ASSISTANT REGISTRAR

SECTION OFFICER

To,

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

CVSS

**HIGH COURT**

**VS,J**

**DATED:18/08/2023**

**ORDER**

**Post the matter on 22.08.2023.**

**WP.No. 20132 of 2023**

**INTERIM ORDER EXTENDED**

