

Garlapathi Sathish Kumar, vs The State Of Telangana, on 3 October, 2024

Author: B. Vijaysen Reddy

Bench: B. Vijaysen Reddy

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.27504 OF 2024

ORDER :

(ORAL) This writ petition is filed by the petitioner seeking to declare the action of respondents No.3 and 4 in interfering with his business activity, without following due process of law, as being illegal, arbitrary and unconstitutional.

2. Heard Mr. Srinivas Reddy Balakisti, learned counsel for the petitioner, and Mr. R. Laxmikanth Reddy, learned Assistant Government Pleader for Home, and perused the material on record.

3. Learned counsel for the petitioner submitted that the petitioner is not selling any tobacco products and there is no violation of provisions of the Cigarettes and Other Tobacco Products Act, 2003 and the Food Safety and Standards Act, 2006 and Rules made there under. Despite the same, respondents No.3 and 4 are harassing the petitioner by alleging that he is selling pan masala products which contain tobacco and nicotin. Learned counsel submitted that the petitioner is not selling any products, which contain tobacco and nicotin.

4. Learned Assistant Government Pleader for Home, on the basis of the written instructions dated 01.10.2024, submitted that subsequent to the filing of this writ petition, respondent No.4 - the Station House Officer, Medipally Police Station, verified the station records and it was revealed that as of now, no complaint is pending/registered against the petitioner. It is further stated that respondent No.4 never called, raided, harassed, threatened, or interfered with the business activity of the petitioner nor has taken any coercive steps against him.

5. A copy of the written instructions is served on the learned counsel for the petitioner.

6. In view of the categorical statement made by the learned Assistant Government Pleader for Home that respondents No.3 and 4 never interfered with the business activity of the petitioner in any manner nor has taken any coercive steps against him, recording the same, the writ petition is disposed of. There shall be no order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in this writ petition, stand closed.

B. VIJAYSEN REDDY, J October 3, 2024 RRK