

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF MAY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 11550 of 2005

Between:

A.Narayana Rao s/o A.Venkata Rao, aged 65 years,

Occupation: Fair Price Shop Dealer No. 3603,

Pothgal village, Mustabad Mandal, Karimnagar District.

..... PETITIONER

AND

1. The Revenue Divisional Officer, Sircilla,

Karimnagar District.

2. The Mandal Revenue Officer, Mustabad Mandal,

Karimnagar District.

..RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate Writ, Order or direction more in the nature of Mandamus directing the Respondents herein to supply the essential commodities to the petitioner's Fair Price Shop i.e. Fair Price Shop No. 3603 Pothgal village, Mustabad Mandal, Karimnagar District as long as his authorization for conducting the fair prices shop business is subsisting i.e. neither it is suspended nor cancelled by duly declaring the action of the 2nd respondent in making alternative arrangements vide Memo.No. A/38/2005 dated 11-4-2005 making one K.Rajaiah, F.P. Shop Dealer No. 3606 of Pothgal village as incharge for distributing the commodities for the month of April, 2005 even though authorization of the petitioner is valid and subsisting, is nothing but arbitrary, illegal and contrary to the well settled principles of law laid down by this Ho'ble Full Bench of this Hon'ble Court in W.A.No.216 of 2001 dated

5-10-2001 (Reported in ALT at page 217) and also contrary to the provisions of A.P. State Public Distribution System Control Order, 2001.

Counsel for the Petitioner:MR.V.RAVI KIRAN RAO

Counsel for the Respondents: G.P. for Civil Supplies

The Court made the following :

ORDER :

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The Petitioner is a dealer of Fair Price Shop No. 3603 Pothgal village, Mustabad Mandal, Karimnagar District. His grievance is that though his authorization is not suspended or cancelled, the respondents herein are not supplying essential commodities to petitioner's shop. Therefore, he filed the writ petition.

After hearing the learned counsel for the petitioner and learned Government Pleader for Civil Supplies, this Court is of the opinion that instead of keeping the Writ Petition pending, it can be disposed of at the admission stage directing the respondents to continue to supply essential commodities to petitioner's shop to enable him to distribute the same to card holders, if her authorization is not suspended or cancelled.

The Writ Petition is accordingly disposed of.

K.C.Bhanu, J.

24th May, 2005

KM

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Revenue Divisional Officer, Sircilla,
Karimnagar District.

2. The Mandal Revenue Officer, Mustabad Mandal,
Karimnagar District.

3. 2 CCs to G.P. for Civil Supplies, High Court Buildings, Hyderabad (Out)

4. 2 CD copies

THE HON'BLE MR JUSTICE K.C. BHANU

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24th May, 2005