



HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM: HON'BLE SHRI RAJEEV GUPTA, C.J.
HON'BLE SHRI SUNIL KUMAR SINHA, J.

Writ Petition No. 2671/2006

PETITIONERS

1. Maa Durga Prathmik Swayatta Sahkari Samiti Upbhokta Bhandar Maryadit Borgaon, Vikash Khand, Doundi, Tahsil - Baloud, Distt. Durg (C.G.) Through : its President Kailash Gadpayle, S/o Ram Lal Gadpayale, aged about 28 years, R/o Village - Boargaon Post - Themabujurg, Vikash Khand Doundi, Tah.- Baloud, Distt. Durg (C.G.)
2. Swayatta Sahkarita Upbhokta Bhandar, Maryadit Khairwahi, Vikash Khand Doundi, Tahsil Baloud, Distt. Durg (C.G.) Through: its President Vishanu Kumar Mourya, S/o Shri Sardari Lal Mourya, aged about 33 years, R/o Village - Khairwahi, Post - Narratola, Vikash Khand Doundi, Tah.- Baloud, Distt. Durg (C.G.)
3. Jai Shri Sai Baba Prathmik Swayatta Sahakari Samiti Upbhokta Bhandar Maryadit, Abari, Vikash Khand Doundi, Tahsil Baloud, Distt. Durg (C.G.) Through: its President Sanjay Rastogi, S/o Shri Washishta Prasad Rastogi, aged about 27 Years, R/o Village - Abari, Post-Mudum, Vikash Khand Doundi, Tah.- Baloud, Distt. Durg (C.G.)

Versus

RESPONDENTS

1. State of Chhattisgarh, Through The Secretary, Department of Food Public Distribution and Consumer Protection, Mantralaya, DKS Bhawan, Raipur (CG)
2. Collector, Durg, Distt.- Durg (C.G.)
3. Sub-Divisional Officer, Doundilouhara, Distt. Durg (C.G.)

Writ Petition under Article 226 of the Constitution of India

Present : Shri Sunil Sahu, Counsel for the petitioners.
Shri Kishore Bhaduri, Additional Advocate General for the
State/respondents.

ORDER
(29th February, 2008)

The following order of the Court was passed by
Rajeev Gupta, C.J.

Learned counsel for the parties are heard.

2) Shri Kishore Bhaduri, learned Additional Advocate General submits that, as the sole point raised in this writ petition about the imposition of ceiling of maximum three numbers of fair price shops to one agency already stands decided vide order dated 09.03.2007 passed in WP No.5262/2006 and other connected petitions, now, nothing survives for decision in this writ petition.

3) Shri Sunil Sahu, learned counsel for the petitioners could not dispute the above factual situation now prevailing in the case.

4) The writ petition, therefore, is dismissed as infructuous.

5) Consequently, the interim order dated 31.5.2006 stands vacated automatically.

Sd/-
Chief Justice

Sd/-
Sunil Kumar Sinha
Judge