

**THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA**

WRIT PETITION No.18336 of 2009

-  
DATE:02.09.2009

Between:

Imadabathina Papa

... Petitioner

and

The Tahsildar, Koduru Mandal, Krishna District  
and anothers

... Respondents

**THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA**

WRIT PETITION No.18336 of 2009

**ORDER:**

This writ petition is filed by the petitioner seeking a Writ of Mandamus to declare the proceedings in Rcc.No.1055/2009 dated 22.08.2009 of the 2<sup>nd</sup> respondent, as illegal and arbitrary.

---

2. The case of the petitioner, in brief, is that she was appointed as a dealer in respect of fair price shop No.9 of Ullipalem village, Koduru Mandal, Krishna District in the year 1994 and since then she has been distributing the essential commodities to the cardholders without any complaint. While so, on 21.08.2009, the 2<sup>nd</sup> respondent inspected his shop and having found certain irregularities in distributing the essential commodities, seized the stocks available in the shop. Thereafter, he issued a show cause notice in Rcc.No.1055/2009, dated 22.08.2009, calling upon her to submit explanation in writing within two days. Accordingly, though she has submitted a detailed oral explanation denying the allegations made in the show cause notice, the 2<sup>nd</sup> respondent has not passed any order so far. On the other hand, the respondents are not supplying the essential commodities to her shop. Questioning the same, she filed the present writ petition.

---

3. Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Civil Supplies.

---

4. If the authorisation of the petitioner is in force as contended by the learned counsel for the petitioner, the respondents are duty bound to supply the essential commodities to her fair price shop. Without either suspending or cancelling her authorisation, the respondents cannot simply stop supply of the essential commodities to her shop on the ground of certain allegations. When once an explanation has been offered by the petitioner, the respondents should have considered the same and passed necessary orders. In the light of the same and as it is the grievance of the petitioner is that the respondents are not supplying the essential commodities to her shop, this Court is of the view that this writ petition can be disposed of with a direction to the respondents to supply the essential commodities to the fair shop of the petitioner.

---

5. Accordingly, this writ petition is disposed of directing the respondents to supply the essential commodities to the fair price shop of the petitioner enabling her to distribute the same to the cardholders of Ullipalem vilage, Koduru Mandal, Krishna District. There shall be no as to

costs.

**GOPALA KRISHNA TAMADA, J**

**2<sup>nd</sup> September, 2009**

**Note: Furnish CC by three days.**

**(b/o)**  
**CBS**

**THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA**

[illegible]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**WRIT PETITION No.18336 of 2009**

(Disposed of)

2<sup>nd</sup> September, 2009

**Note: Furnish CC by three days.**

**(b/o)**

**CBS**