

**THE HON'BLE SRI JUSTICE A.RAMALINGESWARA
RAO**

WRIT PETITION No. 29102 OF 2015

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Date: 21-09-2015
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Between:

Pamarthy Sambasiva Rao

... Petitioner

And

The State of Andhra Pradesh, rep.by its Ex-Officio
Secretary to Government, Consumer Affairs, Food
And Civil Supplies (CS-1) Department, Secretariat
Hyderabad and two others.

... Respondents

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WRIT PETITION No.29102 of 2015

ORDER:

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The petitioner is a fair price shop dealer of shop No.14 of Kottamupparu Village of Pedapadu Mandal, West Godavari District. The authorization of the petitioner is valid

till 31-03-2016. While so, the 3rd respondent passed an order on 19-05-2015 appointing the fair-price shop dealer of shop No.12 as in-charge dealer of shop No.14. Challenging the same, the present writ petition is filed.

A reading of the impugned order dated 19-05-2015 shows that on the basis of complaint received in the village meeting held under 'Neeru-chettu' programme, in anticipation of the orders from the 2nd respondent, the 3rd respondent passed the impugned order keeping the ration shop dealer of shop No.12 as in-charge dealer of shop No.14. Said action of the 3rd respondent is without jurisdiction and this Court is prima facie satisfied that the 3rd respondent exceeded his jurisdiction in passing the

said order without appropriate orders from the 2nd respondent.

In the circumstances, the impugned order dated 19-05-2015 is set aside and accordingly, the writ petition is allowed.

In consequence, the miscellaneous petitions, if any, pending in this writ petition shall stand closed. No order as to costs.

A.RAMALINGESWARA RAO, J.

21-09-2015
nvl