

HIGH COURT OF CHHATTISGARH, BILASPUR**WPC No. 799 of 2019**

1. Smt. Leela Bai Sahu President, Jay Maa Karma Mahila Swa-Sahayata Samooch, Bahinga, Block Bemetara, Government Fair Price Shop, Village Bahinga, Tahsil And District Bemetara Chhattisgarh
2. Bhuneshwar Gan, S/o Mohitram Gan, Seller, Jay Maa Karma Mahila Swa-Sahayata Samooch, Bahinga, Tahsil And District Bemetara Chhattisgarh.

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, Department Of Food, Mahanadi Bhawan, Naya Raipur, District Raipur Chhattisgarh.
2. Collector (Food Department), Bemetara, District Bemetara Chhattisgarh.
3. Sub - Divisional Officer (Food Department) Saja, District Bemetara Chhattisgarh.
4. Assistant Food Officer, Bemetara (Food Inspector) , Berla, District Bemetara Chhattisgarh.
5. Sarpanch And Secretary, Gram Panchayat, Ranka, District Bemetara Chhattisgarh.

---- Respondent

For Petitioners

For Respondent/State

Shri Punit Ruparel, Advocate

Shri Sudeep Verma, Dy. Govt. Adv.

Order On Board**By****Prashant Kumar Mishra, J.**

25/03/2019

1. The allotment of Fair Price Shop (FPS) in favour of the petitioner was cancelled on certain allegations as stated in the order passed by the Sub Divisional Officer (Revenue), Bemetara, vide Annexure – P/1 dated 3-11-2017. The said order was affirmed by the Collector, Bemetara, however, while deciding the petitioner's second appeal the State Government has remitted the matter to the SDO for passing fresh order.
2. In this petition, the petitioner would pray that the self help group may be allowed to operate the FPS during pendency of the proceedings before the SDO.
3. The aforesaid prayer made by the learned counsel for the petitioner is objected by the learned counsel for the State.
4. Considering the nature of allegations, ends of justice would be served if the writ petition is disposed of with direction to the SDO (Revenue), Bemetara, to complete the proceedings, in accordance with the direction issued by the State Government in its order dated 28-1-2019 at the earliest preferably within a period of six weeks from the date receipt of certified copy of this order.
5. Accordingly, the writ petition is disposed of.

Sd/-

Judge
Prashant Kumar Mishra

Gowri