

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPC No. 3622 of 2019**

1. Annapurna Mahila Swa-Sahayata Samuh, Limo Through President Annapurna, Mahila Swa-Sahayata Samuh, Shop I.D. No. 572001073.
2. Jai Maa Santoshi Swa Sahayata Samuh Village And Gram Panchayat Ghughrikala, Block And Tahsil Kawardha, District Kabirdham, Chhattisgarh, Through President Jai Maa Santoshi Swa Sahayata Samuh, Village And Gram Panchayat Ghughrikala, Block And Tahsil Kawardha, District Kabirdham, Chhattisgarh.
3. Jai Satnam Mahila Swa Sahayata Samuh Village And Gram Panchayat, Lasatola, Block Kawardha, District Kabirdham, Chhattisgarh, Through President Jai Satnam Mahila Swa Sahayata Samuh, Village And Gram Panchayat Lasatola, Block Kawardha, District Kabirdham, Chhattisgarh.
4. Jai Satnam Mahila Swa Sahayata Samuh, Dullarpur Through Secretary, Jai Satnam Mahila Swa Sahayata Samuh, Dullarpur, Block Kawardha, District Kabirdham, Chhattisgarh.
5. Fair Price Shop, Village Dudhiya Through President, Jai Ambe Mahila Swa Sahayata Samuh, Village Baijee, Gram Panchayat Dudhiya, Block Kawardha, District Kabirdham, Chhattisgarh.
6. Kiran Swa Sahayata, Village Bandhatola Through President Kiran Swa Sahayata, Village Bandhatola, District Kabirdham, Chhattisgarh.
7. Gondwana Matrishakti Swayam Sahayaya Samuh Through Secretary, Gondwana Matrishakti Swayam Sahayaya Samuh, Patpeer, Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.
8. Government Fair Price Shop, Village Hathlewa (Charbhata) Through Sarpanch, Gram Panchayat Dalsatola, Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.
9. Government Fair Price Shop, Village Heerapur Through Secretary, Gram Panchayat Heerapur, Block Kawardha, District Kabirdham, Chhattisgarh.
10. Sabka Malik Ek Swa Sahayaya Samuh, Village Jamuniya Through President Sabka Malik Ek Swa Sahayata Samuh, Village Jamuniya, Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.

11. Dewangan Para Kawardha, Jai Maa Chandi Mahila Swa Sahayata Samuh, Kawardha Through President, Dewangan Para Kawardha, Jai Maa Chandi Mahila Swa Sahayata Samuh, Kawardha, District Kabirdham, Chhattisgarh.
12. Gram Sodha Ekta Mahila Swa Sahayata Samuh, Village Sodha Through President, Gram Sodha Ekta Mahila Swa Sahayata Samuh, Village Sodha, Block Pandariya, District Kabirdham, Chhattisgarh.
13. Jai Santoshi Maa Mahila Swa Sahayata Samuh, Village Khailtukeri Through President, Jai Santoshi Maa Mahila, Swa Sahayata Samuh, Village Khailtukeri, Block Pandariya, District Kabirdham, Chhattisgarh.
14. Government Fair Price Shop, Village Padkikala Through President, Mini Mata Mahila Swa Sahayata Samuh, Peeperkhuti, Block Pandariya, District Kabirdham, Chhattisgarh.
15. Satguru Mahila Swa Sahayata Samuh, Village Sukali Govind Through President, Satguru Mahila Swa Sahayata Samuh, Village Sukali Govindm Gram Panchayat Sukali Govind, Block Pandariya, District Kabirdham, Chhattisgarh.
16. Sukali Satguru Mahila Swa Sahayata Samuh, Sukali Through President, Sukali Satguru Mahila Swa Sahayata Samuh, Sukali, Block Pandariya, District Kabirdham, Chhattisgarh.
17. Mini Mata Swa Sahayata Samuh, Village Nawagaon, Hatha Through President, Mini Mata Swa Sahayata Samuh, Village Nawagaon, Hatha, Block Pandariya, District Kabirdham, Chhattisgarh.
18. Maa Sheetla Mahila Swa Sahayata Samuh, Village Amai Malgi Through President, Chandrani, Maa Sheetla Mahila Swa Sahayata Samuh, Village Amalimali, Block Pandariya, District Kabirdham, Chhattisgarh.
19. Satnam Mahila Swa Sahayata Samuh, Village Koylari Kanpa Through President, Satnam Mahila Swa Sahayata Samuh, Village Koylari Kanpa, Block Pandariya, District Kabirdham, Chhattisgarh.
20. Jai Sadguru Mahila Swa Sahayata Samuh, Prahkhaira Through President, Hirmani Bai Rajak, Jai Sadguru Mahila Swa Sahayata Samuh, Village Prankhaira, Block Pandariya, District Kabirdham, Chhattisgarh.

21. Jai Maa Mahamaya Mahila Swa Sahayata Samuh, Village Rehuta Kala Through President, Jai Maa Mahamaya Mahila Swa Sahayata Samuh, Village Rehuta Kala, Block Pandariya, District Kabirdham, Chhattisgarh.
22. Girdhari Kapa Jai Laxmi Mahila Swa Sahayata Samuh, Girdhari Kapa Through President, Girdhari Kapa Jai Laxmi Mahila Swa Sahayata Samuh, Girdhari Kapa, Block Pandariya, District Kabirdham, Chhattisgarh.
23. Maa Annapurna Mahila Swa Sahayata Samuh, Damapur Through President, Maa Annapurna Mahila Swa Sahayata Samuh, Damapur, Block Pandariya, District Kabirdham, Chhattisgarh.
24. Shiva Mahila Swa Sahayata Samuh, Khairdongary Through President, Shiva Mahila Swa Sahayata Samuh, Khairdongary, Block Pandariya, District Kabirdham, Chhattisgarh.
25. Shakti Mahila Swa Sahayata Samuh, Singpur Through President, Shakti Mahila Swa Sahayata Samuh, Singpur, Block Pandariya, District Kabirdham, Chhattisgarh.
26. Maa Shakti Mahila Swa Sahayata Lokhan Through President, Maa Shakti Mahila Swa Sahayata Lokhan, Gram Panchayat Sinpur, Block Pandariya, District Kabirdham, Chhattisgarh.
27. Saraswati Swa Sahayata Samuh, Village Bhonda Through President, Saraswati Swa Sahayata Samuh, Village Bhonda, Block Bodla, District Kabirdham, Chhattisgarh.
28. Rani Mahila Swayam Sahayata Samuh, Mandlatola Through President, Rani Mahila Swayam Sahayata Samuh, Mandlatola, Block Bodla, District Kabirdham, Chhattisgarh.
29. Adarsh Mahila Swa Sahayata Samuh, Neurgaokala Through President, Adarsh Mahila Swa Sahayata Samuh, Neurgaokala, Block Bodla, District Kabirdham, Chhattisgarh.
30. Maa Mahamaya Mahila Swa Sahayata Samuh, Manikpur Through President, Maa Mahamaya Mahila Swa Sahayata Samuh, Manikpur, Block Bodla, District Kabirdham, Chhattisgarh.
31. Amin Mata Mahila Swa Sahayata Samuh, Jaitatola Through President, Amin Mata Mahila Swa Sahayata Samuh, Jaitatola, Block Bodla, District Kabirdham, Chhattisgarh.

32. Amin Mata Mahila Swa Sahayata Samuh, Ghongha Through President, Amin Mata Mahila Swa Sahayata Samuh, Ghongha, Block Bodla, District Kabirdham, Chhattisgarh.
33. Boriya Maa Durga Mahila Swa Sahayata Samuh, Boriya Through President, Boriya Maa Durga Mahila Swa Sahayata Samuh, Boriya, Block Bodla, District Kabirdham, Chhattisgarh.
34. Gram Panchayat Bhelwatola Through Sarpanch, Gram Panchayat Bhelwa Tola, Block Bodla, District Kabirdham, Chhattisgarh.
35. Maa Laxmi Mahila Swa Sahayata Samuh, Village Harmo Through President, Maa Laxmi Mahila Swa Sahayata Samuh, Village Harmo, Gram Panchayat, Katgo, Block Bodla, District Kabirdham, Chhattisgarh.
36. Gyan Ganga Mahila Swa Sahayata Samuh, Dhongaitola Through President, Gyan Ganga Mahila Swa Sahayata Samuh, Dhongaitola, Block Bodla, District Kabirdham, Chhattisgarh.
37. Satya Kabir Swa Sahayata Samuh, Bagharra Through President, Satya Kabir Swa Sahayata Samuh, Bagharra, Block Bodla, District Kabirdham, Chhattisgarh.
38. Shri Guru Ghasidas Mahila Swa Sahayata Samuh, Village Rahangi Through President, Shri Guru Ghansidas Mahila Swa Sahayata Samuh, Village Rahangi, Block Bodla, District Kabirdham, Chhattisgarh.
39. Jai Bhoram Deo, Swa Sahayata Samuh, Choura Through President, Jai Bhoram Deo, Swa Sahayata Samuh, Choura, Block Bodla, District Kabirdham, Chhattisgarh.
40. Minimata Swa Sahayata Samuh, Raghghupara Through President, Minimata Swa Sahayata Samuh, Raghghupara, Block Bodla, District Kabirdham, Chhattisgarh.
41. Satguru Prakash Swa Sahayata Samuh, Bodla Kala Through President, Satguru Prakash Swa Sahayata Samuh Bodla Kala, Block Bodla, District Kabirdham, Chhattisgarh.
42. Chanda Mahila Swa Sahayata Samuh, Ramhepur Kala Through President, Chanda Mahila Swa Sahayata Samuh, Ramhepur Kala, Block Bodla, District Kabirdham, Chhattisgarh.

43. Jai Laxmi Maa Purush Swa Sahayata Samuh, Neurgaokhurd Through President, Jai Laxmi Maa Purush Swa Sahayata Samuh, Neurgaokhurd, Block Bodla, District Kabirdham, Chhattisgarh.
44. Government Fair Price Shop, Mariyatola Through President Of Jai Bharat Mahila Swa Sahayata Samuh, Prabhatola, Village Nawapara, Prabhatola, Block Bodla, District Kabirdham, Chhattisgarh.
45. Government Fair Price Shop, Khamhariya Through Sarpanch, Gram Panchayat Khamhariya, Block Bodla, District Kabirdham, Chhattisgarh.
46. Government Fair Price Shop, Dariya Through Sarpanch, Gram Panchayat Khamhariya, Block Bodla, District Kabirdham, Chhattisgarh.
47. Maa Durga Swa Sahayata Samuh, Gandai Khurd Through President, Anusuiya Chandravanshi, Maa Durga Swa Sahayata Samuh, Gandai Khurd, Block Bodla, District Kabirdham, Chhattisgarh.
48. Jai Bhoram Deo Mahila Swa Sahayata Samuh, Village Chikhali Through President, Jai Bhoram Deo Mahila Swa Sahayata Samuh, Village Chikhali, Block Bodla, District Kabirdham, Chhattisgarh.
49. Jagriti Swa Sahayata Samuh, Baghutola Through President, Jagriti Swa Sahayata Samuh, Baghutola, Block Bodla, District Kabirdham, Chhattisgarh.
50. Abhilashha Mahila Swa Sahayata Samuh, Baddo Through President, Abhilashha Mahila Swa Sahayata Samuh, Baddo, Block Bodla, District Kabirdham, Chhattisgarh.
51. Government Fair Price Shop, Berbuspur Through Sarpanch, Gram Panchayat, Berbuspur, Block Bodla, District Kabirdham, Chhattisgarh.
52. Government Fair Price Shop, Titari Through Sarpanch, Gram Panchayat, Titari, Block Bodla, District Kabirdham, Chhattisgarh.
53. Jai Durga Mahila Swa Sahayata Samuh, Village Akalghariya Through President, Jai Durga Mahila Swa Sahayata Samuh, Village Akalghariya, Gram Panchayat, Bheera, Block Bodla, District Kabirdham, Chhattisgarh.
54. Bendarchi Amin Mata Mahila Swa Sahayata Samuh, Village Bendarchi Through President, Bendarchi Amin Mata Mahila Swa Sahayata Samuh, Village Bendarchi, Block Bodla, District Kabirdham, Chhattisgarh.

55. Maa Laxmi Mahila Swa Sahayata Samuh, Sarekha Through President, Maa Laxmi Mahila Swa Sahayata Samuh, Sarekha, Block Bodla, District Kabirdham, Chhattisgarh.
56. Jai Sheetla Maa Swa Sahayata Samuh, Bhagutola Through President, Jai Sheetla Maa Swa Sahayata Samuh, Bhagutola, Block Kawardha, District Kabirdham, Chhattisgarh.
57. Amin Mata Mahila Swa Sahayata Samuh, Village Suhagpur Through President, Amin Mata Mahila Swa Sahayata Samuh Village Suhagpur, Gram Panchayat Mahartola, Block Kawardha, District Kabirdham, Chhattisgarh.
58. Jai Maa Laxmi Mahila Swa Sahayata Samuh, Laghan Through President, Jai Maa Laxmi Mahila Swa Sahayata Samuh, Laghan, Block Kawardha, District Kabirdham, Chhattisgarh.
59. Government Fair Price Shop Dehari Through President, Shri Gurudeo Mahila Swa Sahayata Samuh, Dehari Swa Sahayata Samuh, Dehari, Block Kawardha, District Kabirdham, Chhattisgarh.
60. Ohm Surya Mahila Swa Sahayata Samuh, Village Kanhabhaira Through President, Ohm Surya Mahila Swa Sahayata Samuh, Village Kanhabhaira, Block Kawardha, District Kabirdham, Chhattisgarh.
61. Jai Mahalaxmi Maa Mahila Swa Sahayata Samuh, Mathanikala Through President, Jai Mahalaxmi Maa Mahila Swa Sahayata Samuh, Mathanikala, Block Kawardha, District Kabirdham, Chhattisgarh.
62. Jai Maa Sheetla Mahila Mandali Swa Sahayata Samuh, Village Tamruwa Through President, Jai Maa Sheetla Mahila Mandali Swa Sahayata Samuh, Village Tamruwa, Block Kawardha, District Kabirdham, Chhattisgarh.
63. Jai Satnam Mahila Swa Sahayata Samuh, Ward No.18 Kawardha Through President, Jai Satnam Mahila Swa Sahayata Samuh, Ward No.18, Kawardha, Block Kawardha, District Kabirdham, Chhattisgarh.
64. Pragati Mahila Swa Sahayata Samuh, Village Bhedali Through President, Pragati Mahila Swa Sahayata Samuh, Village Bhedali, Block Kawardha, District Kabirdham, Chhattisgarh.
65. Gyan Ganga Mahila Swa Sahayata Samuh Through President, Gyan Ganga Mahila Swa Sahayata Samuh, Through President, Gyan Ganga

Mahila Swa Sahayata Samuh, Gram Panchayat Madmada, Block Kawardha, District Kabirdham, Chhattisgarh.

66. Suktara Jagriti Mahila Swa Sahayata Samuh, Gram Suktara Through President, Suktara Jagriti Mahila Swa Sahayata Samuh, Gram Suktara, Tahsil And Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.
67. Sahu Para Swayam Sahayata Samuh Majhgao Through President, Sahu Para Swayam Sahayata Samuh Majhgao, Block Kawardha, District Kabirdham, Chhattisgarh.
68. Shri Radha Vallabh Mahila Swayam Sahayata Samuh, Jangalpur And Bhagwatatola Through President, Shri Radha Vallabh Mahila Swayam Sahayata Samuh Jangalpur And Bhagwatatola, Jangalpur, Block Kawardha, District Kabirdham, Chhattisgarh.
69. Karahi Jai Laxmi Maa Swa Sahayata Samuh Through President, Karahi Jai Laxmi Maa Swa Sahayata Samuh, Karahi, Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.
70. Jai Ambe Gouri Mahila Swa Sahayata Samuh, Rajpur Through President, Jai Ambe Gouri Mahila Swa Sahayata Samuh, Rajpur, Block Kawardha, District Kabirdham, Chhattisgarh.
71. Jai Durga Maa Mahila Swayam Sahayata Samuh, Village Bisatola Through President, Jai Durga Maa Mahila Swayam Sahayata Samuh, Village Bisatola, Block Kawardha, District Kabirdham, Chhattisgarh.
72. Jai Budhadev Mahila Swa Sahayata Samuh, Gram Gaurjhumar Through President, Jai Budhadev Mahila Swa Sahayata Samuh, Gram Gaurjhumar, Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.
73. Mahila Shakti Swa Sahayata Samuh, Gram Kholwa Through President, Mahila Shakti Swa Sahayata Samuh, Gram Kholwa, Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.
74. Daniya Khurd, Jai Maa Bamleshwari Mahila Swa Sahayata Samuh, Gram Daniya Khurd Through President, Daniya Khurd, Jai Maa Bamleshwari Mahila Swa Sahayata Samuh, Gram Daniya Khurd, Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.
75. Fair Price Shop of Gram Panchayat Bhendra Through President, Jai Maa Laxmi Mahila Swayam Sahayata Samuh, Gram Botesur, Block Sahaspur Lohara, District Kabirdham, Chhattisgarh.

76. Mahila Shakti Bank Swayam Sahayata Samuh Gram Achanakpur Through President, Mahila Shakti Bank Swayam Sahayata Samuh Gram Achanakpur, District Kabirdham, Chhattisgarh.
77. Annapurna Swayam Sahayata Samuh, Gram Nawagaon Through President, Annapurna Swayam Sahayata Samuh, Gram Nawagaon, Block Sahas Lohara, District Kabirdham, Chhattisgarh.
78. Jai Maa Durga Mahila Swa Sahayata Samuh, Gram Khairabana Through President Shakun Bai, Jai Maa Durga Mahila Swa Sahayata Samuh, Gram Khairabana, District Kabirdham, Chhattisgarh.
79. Shakti Swayam Sahayata Samuh, Gram Rajpur Through President, Shakti Swayam Sahayata Samuh, Gram Rajpur, District Kabirdham, Chhattisgarh.
80. Government Fair Price Shop, Manpur Through President, Koushil Mahila Swa Sahayata Samuh, Gram Manpur, District Kabirdham, Chhattisgarh.
81. Government Fair Price Shop, Gram Mahidabara Through President Kunti Bai, Mahila Swa Sahayata Samuh, Gram Mahidabara, District Kabirdham, Chhattisgarh.
82. Government Fair Price Shop, Dalsatola Through Sarpanch, Gram Panchayat Dalsatola, District Kabirdham, Chhattisgarh.
83. Satguru Mahila Swa Sahayata Samuh Khairwar Kala Through President, Satguru Mahila Swa Sahayata Samuh, Khairwar Kala, Block Pandariya, District Kabirdham, Chhattisgarh.
84. Jai Maa Durga Shraddha Mahila Swa Sahayata Samuh, Kanjheta Through President, Jai Maa Durga Shraddha Mahila Swa Sahayata Samuh, Kanjheta, Block Pandariya, District Kabirdham, Chhattisgarh.
85. Mini Mata Mahila Swa Sahayata Samuh, Gram Peepermati Through Secretary, Mini Mata Mahila Swa Sahayata Samuh, Gram Peepermati, Block Pandariya, District Kabirdham, Chhattisgarh.
86. Jai Laxmi Swa Sahayata Samuh, Gram Teliyapani Through President, Jai Laxmi Swa Sahayata Samuh, Gram Teliyapani, Block Pandariya, District Kabirdham, Chhattisgarh.

87. Mahamaya Mahila Swa Sahayata Samuh, Gram Pusera Through President, Mahamaya Mahila Swa Sahayata Samuh Gram Pusera, Block Pandariya, District Kabirdham, Chhattisgarh.
88. Jai Maa Sheetla Mahila Swa Sahayata Samuh, Gram Tamruwa Through President, Jai Maa Sheetla Mahila Swa Sahayata Samuh Gram Tamruwa, Block Kawardha, District Kabirdham, Chhattisgarh.
89. Mahila Bachat Swa Sahayata Samuh, Amgaon Through President, Mahila Bachat Swa Sahayata Samuh, Amgaon, Block Pandariya, District Kabirdham, Chhattisgarh.

---- **Petitioners**

Versus

1. State Of Chhattisgarh Through Secretary, Khadya Nagrik Aapurti Avam Upbhokta Sanrakshan Vibhag, Secretariat, Block-02, Floor-03, Mahanadi Bhawan, Atal Nagar, New Raipur, District : Raipur, Chhattisgarh
2. The Commissioner, Khadya Nagrik Aapurti Avam Upbhokta Sanrakshan Vibhag, Secretariat, Block-02, Floor-03, Indrawati Bhawan, Atal Nagar, New Raipur, District : Raipur, Chhattisgarh
3. The Collector, Kabirdham, District : Kawardha (Kabirdham), Chhattisgarh

.....**Respondents**

For Petitioners	:	Mr. Sudhir K. Verma, Advocate
For State	:	Ms. Sunita Jain, Govt. Advocate

Hon'ble Shri Justice P. Sam Koshy

Order on Board

14.10.2019

1. The challenge in the present Writ Petitions is to the Annexure P-1 dated 31.08.2019; whereby the Respondent No. 02 has issued certain guidelines, which has been made applicable upon all the Fair Price Shop Owners operating in the State of Chhattisgarh.
2. The petitioners before this Court are a bunch of Fair Price Shop operators operating in district Kabirdham. The primary grievance is that

they are required to upload the distribution of the food-grains to the consumers online in a software application in a tablet online. That, since most of them are ignorant and are less qualified, firstly, they are not able to upload the data online promptly and secondly they are also finding it difficult in uploading the same due to connectivity problem in remote areas.

3. The second grievance of the petitioners is that since for the aforementioned reasons, the data are not being able to be promptly uploaded the data available in the tablet with the Fair Price Shop Owners are being taken as the actual supply made by the petitioners and the remaining from the total quantity of stock received is treated as 'Stock' which should be available with the Fair Price Shop Owners. This again is leading to a state of a confusion and is not one which is actually being verified by the Food Inspectors/Food Officers.
4. At the outset, this Court finds it difficult to accept the contentions made by the petitioners for challenging the Annexure P-1. The circular issued by the Respondent No. 02 and 03 are with an intention to bring more transparency to the Public Distribution System in the State. The object and intention for issuance of such an order apparently is for ensuring that the Fair Price Shop Owners do not siphon the stock, which they have received and use it for any other purpose but for distributing it to the genuine consumers/persons, who are entitled for the facilities under the Public Distribution System.
5. This Court finds it difficult to hold a direction to the Respondent No. 02 and 03 in any manner illegal or contrary to the law. Once when the action are taken with an intention of making the Public Distribution

System more effective and streamlining, it would be difficult for this Court to interfere with the same holding it to be bad in any manner.

6. So far as the grievance of the petitioners are concerned. The petitioners would always be at liberty to approach the Respondent No. 02 and 03 and apprise them; so far as the situation that they are facing in uploading the data because of poor connectivity or because of any other reasons available. The petitioners also would be at liberty to apprise the Respondent No. 02 and 03; so far as the alternative system that may be available in the event of non-availability of proper connectivity and also in the event of any other failure in the mechanism of uploading the data online.
7. Given the aforesaid facts and circumstances of the case, reserving the right of the petitioners to approach the Respondent No. 02 and 03, in case of any genuine grievance faced by the petitioners, the present Writ Petition in its present form stands rejected.

**Sd/-
(P. Sam Koshy)
Judge**