

**HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)**

**WEDNESDAY, THE SECOND DAY OF DECEMBER
TWO THOUSAND AND TWENTY**

PRESENT

HON'BLE SRI JUSTICE A. RAJASHEKER REDDY

WRIT PETITION No. 21819 OF 2020

Between:

Kora Ramesh, S/o. Veera Swamy, aged about 49 years, Occ F.P.Shop Dealer,
FPS No.303, R/o. Perukawada, Warangal

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary to Civil Supplies Department, Secretariat, Hyderabad.
2. The Joint Collector (Civil Supplies), Warangal.
3. The Revenue Divisional Officer, Warangal.
4. The Tahsildar, Warangal Mandal, Warangal Dist.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an order or direction, more particularly in the nature of Writ of Mandamus declaring the in action of the 3rd respondent for not converting the petitioner from Kerosene hawker to regular F.P.Shop dealer for F.P.Shop No.2156042, SRR Thota, Warangal inspite of recommendation made by the 4th respondent vide Lr.No.A/920/2019, dt: 17/09/2010 is illegal and arbitrary and contrary to Go.Ms.No.20, Consumer Affairs, Food and Civil Supplies Dept., dt.6/9/2018 revised guidelines and direct the respondent No.3 to convert the petitioner from Kerosene hawker to regular F.P.Shop dealer and issue authorization to the petitioner for F.P.Shop No.2156042, SRR Thota, Warangal with immediate effect,

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondent No.3 to issue authorization to the petitioner converting Kerosene hawker to regular F.P.Shop dealer for F.P.Shop No.2156042, SRR Thota, Warangal as per the report of the 4th respondent by proceeding Rc.No.A/920/2019, dated 17/09/2010 with immediate effect pending disposal of the Writ Petition in the interest of justice.

Counsel for the Petitioner: SRI GANDYADAPU RAJESHAM

Counsel for the Respondents: AGP FOR CIVIL SUPPLIES

The Court made the following: ORDER

HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

Writ Petition No.21819 of 2020

ORDER:

This writ petition is filed with the following prayer;

"to issue an order or direction more particularly in the nature of writ of mandamus declaring the action of the 3rd respondent in not converting the petitioner from kerosene hawker to regular F.P.shop dealer for F.P.Shop No.2156042, SRR Thota, Warangal, inspite of recommendation made by the 4th respondent vide Lr.No.A/920/2019 dated 17.09.2010, as illegal and arbitrary and contrary to G.O.Ms.No.20, Consumer Affairs, Food & Civil Supplies Department, dated 06.09.2018 revised guidelines and to issue other consequential directions".

2. The case of the petitioner is that he is working as Kerosene hawker from 1990 onwards and that the Government issued G.O.Ms.No.20 dated 06.09.2018, for conversion of kerosene hawker into fair price shop dealer and as such, he made applications before respondent Nos.3 and 4 on 04.09.2018 and 27.09.2018 respectively, and that after considering the financial status of petitioner, respondent No.4 has recommended his case for conversion as fair price shop dealer vide proceedings Rc.No.A/920/2019 dated 17.09.2020, to respondent No.3, but no action has been taken thereon. Hence, the present writ petition is filed.

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

4. Since it is stated that the recommendation made by respondent No.4 vide proceedings dated 17.09.2020, is pending before respondent No.3, I deem it appropriate to direct respondent No.3 to consider the said recommendation and pass appropriate orders in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

5. With the aforesaid direction, the Writ Petition is disposed of. No order as to costs.

6. Miscellaneous applications, if any, pending in this Writ Petition, shall stand closed.

//TRUE COPY//

SD/-K.SAILESHI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary to Civil Supplies Department, State of Telangana, Secretariat, Hyderabad.
2. The Joint Collector (Civil Supplies), Warangal.
3. The Revenue Divisional Officer, Warangal.
4. The Tahsildar, Warangal Mandal, Warangal Dist.
5. One CC to Sri. Gandyadapu Rajesham, Advocate [OPUC]
6. Two CCs to GP for Civil Supplies, High Court for the State of Telangana. [OUT]
7. Two CD Copies

Prk


HIGH COURT

DATED:02/12/2020

ORDER

WP.No.21819 of 2020



Disposing of the WP.
without costs.

SVV
9 copies
Dt- 10/12/2020