

HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE TWENTY SECOND DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO
PRESENT

THE HON'BLE SMT JUSTICE LALITHA KANNEGANTI
WRIT PETITION NO: 38351 OF 2022

Between:

P. Laxmi, W/o. Raji Reddy, Occ. Fair Price Shop dealer, Shop No. 2060007, R/o. Chintakunta Village, Kothapalli Mandal, Karimnagar District.

...PETITIONER

AND

1. The State of Telangana, represented by its Principal Secretary, The Consumer Affairs, Food and Civil Supplies, Secretariat Buildings, Hyderabad.
2. The District Collector (CS), Karimnagar District, Karimnagar.
3. The Revenue Divisional officer, Karimnagar Division, Karimnagar Proper and District.
4. The Tahsildar, Kothapalli Mandal, Kothapalli, Karimnagar District.

...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 one in the nature of writ of mandamus or any other appropriate writ order declaring the proceedings No. G4/10/2021, dated 20/07/2022 and its consequential creation of 3 additional Fair Price Shops in Chinthakunta Village only, in so far it relates to, for establishing new Fair Price Shops by dividing the existing Fair Price Shop No. 2060007 of the petitioner situated at Chinthakunta Village, Kothapalli Mandal, Karimnagar District is nothing but arbitrary, illegal, null and void and violative of principles of natural justice and also violative of Articles 14, 19 and 21 of the constitution of India and also contrary to the G.O. Rt. No. 55, dated 12/05/2015. Consequently set aside the same, thereby continue to supply the commodities to the petitioner fair price shop.

IA NO: 1 OF 2022

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 suspend the No. G4/10/2021, dated 20/07/2022 and its consequential creation of 3 additional Fair Price Shops in Chinthakunta Village by bifurcating the petitioners fair price shop No. 2060007 of Chinthakunta Village, Kothapalli Mandal, Karimnagar District.

IA NO: 2 OF 2022

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 vacate the

interim order dated 27/10/20222 in W.P No 38351 of 2022 and also dismiss the Writ Petition.

Counsel for the Petitioner: SRI. K VENUMADHAV

Counsel for the Respondents: GP FOR CIVIL SUPPLIES (TG)

The Court made the following:

THE HONOURABLE SMT JUSTICE LALITHA KANNEGANTI

W.P.No.38351 of 2022

ORDER

This Writ Petition is with the following prayer;

"to issue an order or direction more particularly one in the nature of writ of mandamus or any other appropriate writ, order declaring the proceeding Nos.G4/10/2021, dated 20-07-2022 and its consequential creation of 3 additional Fair Price Shops in Chinthakunta Village only, in so far it relates to, for establishing new Fair Price Shops by dividing the existing Fair Price shop No.2060007 of the petitioner, situated at Chinthakunta Village, Kothapalli Mandal, Karimnagar District, is nothing but arbitrary, illegal, null and void and violative of principles of natural justice and also violative of Articles 14,19 and 21 of the Constitution of India and also contrary to G.O.Rt.No.56 dated 12-05-2015 and consequently set aside the same, thereby continue to supply the commodities to the petitioner's fair price shop".

2. Learned counsel for the petitioner Mr. K. Venumadhav submits that the petitioner was appointed as dealer of Fair Price Shop bearing No.2060007 of Chinthakunta Village, Kothapalli Mandal, Karimnagar District, since more than 10 years and since then, she is running the said shop. He submits that the total ration cards allotted to the petitioner's Fair Price Shop are 2229 Food Security Cards and 111 Andyodaya Food Security Cards consisting of total 2340 ration cards. He submits that the petitioner has been distributing the commodities without any complaint from anybody. He submits that as the Government is supplying rice under Public Distribution Scheme and has discontinued supplying the commodities like sugar, palmolen oil, wheat, kerosene etc., under the said scheme, the income has already been drastically reduced, as such she is getting income only by

case, a slight variation of 75 cards is justified. Accordingly, this Court finds no reason to interfere with the proceedings impugned.

5. Hence, the Writ Petition is dismissed. No order as to costs.

6. Miscellaneous petitions, if any pending in this writ petition shall stand closed.

SD/-N.SRIHARI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to SRI. K VENUMADHAV Advocate [OPUC]
2. Two CCs to GP FOR CIVIL SUPPLIES (TG) ,High Court for the State of Telangana. [OUT]
3. Two CD Copies

HIGH COURT

LK, J

DATED:22/12/2022

ORDER

WP.No.38351 of 2022



WRIT PETITION IS
DISMISSED WITHOUT COSTS