HC-KAR
NC: 2026:KHC:61634
WP No. 18943 of 2026
CNR: KAHC010414922026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE C.M. POONACHA

WRIT PETITION NO. 18943 OF 2026 (GM-PDS)

BETWEEN:

1. MRS. GIRIJA IHOLE M
D/O. MALLESH B K,
AGED ABOUT 32 YEARS,
R/AT. BEHIND PVTC GANDHINAGAR,
CHALLAKERE, CHITRADURGA 577 522.

…PETITIONER

(BY SRI. K V SATEESHCHANDRA.,ADVOCATE)

AND:

1. STATE OF KARNATAKA
REPRESENTED BY ITS SECRETARY,
DEPARTMENT OF FOOD,
CIVIL SUPPLIES,
CONSUMER AFFAIRS AND
LEGAL METROLOGY.
R/AT. M S BUILDING,
DR. AMBEDKAR VEEDHI,
BENGALURU 560 001.

2. THE COMMISSIONER
DEPARTMENT OF FOOD AND
CIVIL SUPPLIES MARKETING FEDERATION
R/AT. CUNNINGHAM ROAD,
BENGALURU 560 001.

3. THE JOINT DIRECTOR,

DEPARTMENT OF FOOD,
CIVIL SUPPLIES AND CONSUMER AFFAIRS
CHITRADURGA 577 501.

…RESPONDENTS

(BY SMT. PANINI A H, AGA)

THIS WP IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASHING THE IMPUGNED ENDORSEMENT, DATED 21.04.2026, UNDER ITS REFERENCE NO. FSD/CR/98/2025-26 ISSUED BY THE 3RD RESPONDENT, VIDE ANNEXURE - G.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

The present writ petition is filed seeking for the following reliefs:

> *"a) Issue a writ of certiorari or any other writ by quashing the impugned endorsement, dated 21.04.2026, under its reference no: FSD/CR/98/2025-26 issued by the 3rd Respondent, vide ANNEXURE - 'G';*
>
> *b) Issue a writ of certiorari or any other writ by directing the 3rd Respondent to consider application dated 2.2.2026 of the Petitioner for allotment of fair price shop, vide ANNEXURE - 'F';*
>
> *c) Issue any appropriate writ, order or direction as deemed fit in the circumstances of the case in the interest of justice and equity. "*

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MONNAPPA POONACHA

2. The relevant facts in a nutshell are that the petitioner's father was granted an authorization dated 31.12.2022, under the provisions of the Karnataka Essential Commodities (Public Distribution System) Control Order, 1992, which was periodically renewed. A copy of the said authorization issued in favour of the father of the petitioners is produced as Annexure - A to the writ petition.

3. The father of the petitioner died on 19.04.2025. Subsequently, the petitioner made a representation dated 02.02.2026 (Annexure F to the writ petition) to transfer the authorization of her father in her favour. The third respondent, vide the impugned endorsement dated 21.04.2026 (Annexure G to the writ petition), rejected the application of the petitioner on the ground that the petitioner was a married woman.

4. Learned counsel for the petitioner submits that the question that arises for consideration in the present petition is covered by various Co-ordinate Bench judgments of this Court. Reference to one such judgment is made in the case of ***Smt. Saleema Begum Vs. State of Karnataka and Others***[1].

[1] WP No.203136/2026 - Order dated 03.08.2026; NC:2026:KHC-K:6152

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5. In the order passed by the Co-ordinate Bench in the case of ***Smt. Saleema Begum***[1]; this Court relied upon its earlier judgment in the case of ***M.S. Nagesha Vs. State of Karnataka and Others***[2], whereunder, upon a detailed consideration of the legal position, this Court had allowed the writ petition and granted a similar relief.

6. It is clear and forthcoming that this Court has held that notwithstanding the fact that the petitioner is a married daughter, the entitlement is applicable to both married and unmarried daughters.

7. In view of the aforementioned settled proposition of law, the present writ petition is to disposed of in a similar manner.

8. Accordingly, the impugned endorsement dated 21.04.2026 is hereby quashed. The third respondent shall consider the application/representation dated 02.02.2026 (Annexure - F to the writ petition) of the petitioner having regard to the legal position as laid down in the case of ***M.S. Nagesha***[2], and issue the authorization in favour of the

[2] WP No.5401/2025 - Order dated 17.03.2025

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petitioner as expeditiously as possible, in any event, not later than eight weeks from the date of receipt of copy of this order.

9. Pending IAs.,if any, also stand disposed of.

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(C.M. POONACHA)
JUDGE

Vmb
List No.: 1 Sl No.: 35