

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

**WEDNESDAY, THE EIGHTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION NO: 4329 OF 2026

Between:

Maha Laxmi PBRM, Balanagar, Vemulawada, Vemulawada Proper and Mandal, Rajanna Sircilla District, represented by its Partner, Cheekoti Ashok S/o. Vistharaiah, Age. 64 Years.

...PETITIONER

AND

1. The State of Telangana, represented by its Principal Secretary to the Consumer Affairs, Food and Civil Supplies Department, Secretariat Buildings, Hyderabad.
2. The Additional Collector and Ex-Officio Executive Director, Telangana State Civil Supplies Corporation Ltd., Rajanna Sircilla District, Sircilla.
3. The District Manager, Telangana State Civil Supplies Corporation Ltd., Rajanna Sircilla District, Sircilla.
4. The Collector (CS), Rajanna Sircilla District, Sircilla.
5. The District Civil Supplies Officer, Rajanna Sircilla District, Sircilla.
6. The Commissioner Civil Supplies, Civil Supplies Bhavan, Somajiguda, Hyderabad.

...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 declaring the orders passed by the respondent No. 2 in the name of notice in Lr. No. Default Millers/Notices, dated 16-01-2026 (wrongly typed as 16-01-2025), which is served on the petitioner on 07-02-2026, without issuing any notice to the petitioner, without calling for any

explanation from the petitioner and without conducting any enquiry by giving due opportunity of hearing to the petitioner imposing penalty, is nothing but arbitrary, illegal, null and void and violative of the principles of natural justice and also violative of Articles 14, 19 and 21 of the Constitution of India. Consequently, set aside the same.

IA NO: 1 OF 2026

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 orders passed by the respondent No. 2 in the name of notice in Lr. No. Default Millers/Notices, dated 16-01-2026 (wrongly typed as 16-01-2025), which is served on the petitioner on 07-02-2026.

Counsel for the Petitioner: SRI K.VENUMADHAV

Counsel for the Respondent Nos.1,4,5 & 6: AGP FOR CIVIL SUPPLIES

Counsel for the Respondent Nos.2 & 3: SRI K.DEVENDER, SC FOR CIVIL SUPPLIES CORPORATION

The Court made the following: ORDER

**IN THE HIGH COURT FOR THE STATE OF TELANGANA AT
HYDEABAD**

HON'BLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION No.4329 of 2026

DATE : 18.02.2026

Between

Maha Laxmi PBRM

...Petitioner

AND

The State of Telangana,
Rep. by its Principal Secretary and 5 others

...Respondents

ORDER:

This writ petition is filed seeking following relief:

"To issue an order or direction more particularly one in the nature of writ of mandamus or any other appropriate writ declaring the orders passed by the respondent No.2 in the name of notice in Lr.No.Default Millers/Notices, dated 16.01.2026 (wrongly typed as 16.01.2025), which is served on the petitioner on 07.02.2026, without issuing any notice to the petitioner, without calling for any explanation from the petitioner and without conducting any enquiry by giving due opportunity of hearing to the petitioner imposing penalty, is nothing but arbitrary, illegal, null and void and violative of the principles of natural justice and also violative of Articles 14, 19 and 21 of the Constitution of India. Consequently, set aside the same, and to pass such other order..."

2. Heard Sri K. Venumadhav, learned counsel for the petitioner, Sri K. Devender, learned Standing counsel for

respondent Nos.2 and 3 and learned Assistant Government Pleader for respondent Nos.1, 4, 5 and 6.

3. Learned counsel for the petitioner would submit that petitioner rice mill was established in the year 2007 and that respondent authorities are allotting paddy to petitioner rice mill under Custom Milling Rice Scheme since past several years; that respondent authorities allotted a paddy quantity of 4064.320 MTs. to the petitioner rice mill from 29.10.2021 to 29.10.2021; that petitioner milled the entire paddy allotted to petitioner rice mill and delivered the same. Surprisingly, respondent No.2 has issued impugned proceedings dated 16.01.2026, directing the petitioner to pay an amount of Rs.31,23,852/- equivalent cost of defaulted quantity @ 125 % including penalty and 12 % interest on or before 22.02.2026, failing which, the criminal action will be initiated against the partners of petitioner rice mill.

4. Learned counsel for the petitioner further submitted that entire paddy which was entrusted to the petitioner has been milled and resultant rice has been delivered. However, there is delay because of reasons attributable to respondent Corporation and also in view of delay in supply of FRK by the respondent Corporation.

5. Learned counsel for the petitioner further submitted that prior to passing impugned order, no notice was issued and no explanation was called for, therefore, the impugned proceedings are bad being violative of principles of natural justice and prayed to set aside the same.

6. *Per Contra*, learned Assistant Government Pleader for Civil Supplies and learned Standing counsel for respondent Nos.2 and 3 would submit that the petitioner was entrusted with 3544.860 MTs of paddy and the petitioner was supposed to deliver 2375.056 MTs, out of which, petitioner had delivered only 2018.206 MTs of rice, leaving a balance of 356.850 MTs of rice equivalent to 532.612 MTs of un-milled paddy and thus, there is clear default on the part of petitioner in supply of milled rice, therefore, the respondent No.2 has rightly issued the impugned notice dated 16.01.2026.

7. Admittedly, before passing the impugned proceedings, no prior notice was issued and no opportunity was afforded to the petitioner to explain the delay and alleged non supply of milled rice, therefore, without adverting to merits of the case and rival contentions, the writ petition is disposed of with the following directions:

- i) The impugned proceedings dated 16.01.2026, issued by respondent No.2 be treated as show cause notice;
- ii) that the petitioner shall submit explanation to the show cause notice dated 16.01.2026, within a period of two (02) weeks from the date of receipt of copy of this order; and
- iii) that the respondent No.2 shall consider the explanation submitted by the petitioner and pass appropriate orders within a period of three (03) weeks thereafter.
- iv) Till such time, respondent-corporation shall not take any further action pursuant to impugned proceedings against the petitioner. There shall be no order as to costs.

Miscellaneous petitions, if any pending, shall stand dismissed.

Sd/-C.DEEPIKA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary to the Consumer Affairs, Food and Civil Supplies Department, Secretariat Buildings, Hyderabad.
2. The Additional Collector and Ex-Officio Executive Director, Telangana State Civil Supplies Corporation Ltd., Rajanna Sircilla District, Sircilla.
3. The District Manager, Telangana State Civil Supplies Corporation Ltd., Rajanna Sircilla District, Sircilla.
4. The Collector (CS), Rajanna Sircilla District, Sircilla.
5. The District Civil Supplies Officer, Rajanna Sircilla District, Sircilla.
6. The Commissioner Civil Supplies, Civil Supplies Bhavan, Somajiguda, Hyderabad.
7. One CC to SRI K.VENUMADHAV, Advocate [OPUC]

8. One CC to SRI K.DEVENDER, SC FOR CIVIL SUPPLIES CORPORATON
[OPUC]

9. Two CCs to GP FOR CIVIL SUPPLIES, High Court for the State of Telangana
at Hyderabad . [OUT]

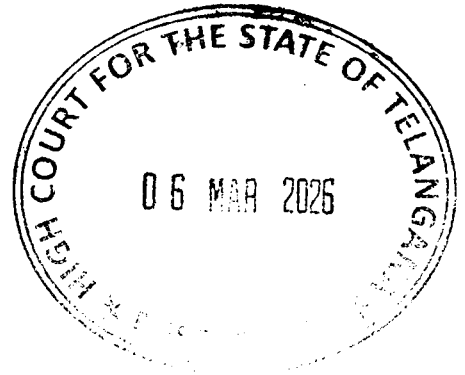
10. Two CD Copies

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HIGH COURT

DATED: 18/02/2026



ORDER

WP.No.4329 of 2026

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

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6/3/26