IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 11582 OF 2026

Between:

A. Bharath Kumar, S/o. Akula Veeresarn, Aged about 40 years, Occ: Fair Price Shop Dealer of Shop No. 1539006, Faroognagar Village and Mandal, Rangareddy District

...PETITIONER

AND

1. The State of Telangana, rep. by its Principal Secretary, Civil Supplies Department Secretariat, Hyderabad
2. The District Collector, (Civil Supplies) Ranga Reddy District.
3. Revenue Divisional Officer,, Shadnagar Division, Ranga Reddy District.
4. The Tahsildar, Faroognagar Mandal, Rangareddy District.
5. The District Civil Supplies Officer,, Rangareddy 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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the 4th Respondent in not implementing the Orders of the 3rd Respondent vide Procgs No. B/391/2026, dated 01.04.2026 directing to allot the commodities every month to the petitioner fair price shop and also permitted the petitioner to supply the same to the card holders, but the 4th and 5th Respondents did not supply the commodities to the petitioner fair price shop is highly illegal, arbitrary, against the principles of natural justice and also violative of

Articles 14, 19, 21 and 300-A of Constitution of India and consequently direct the 4th and 5th Respondents to allot the commodities to the petitioner fair price shop basing on the orders of the 3rd Respondent immediately, in the interest of justice.

I.A. NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit fi ed in support of the petition, the High Court may be pleased to direct the 4th and 5th respondents to allot the commodities every month to the petitioner fair price shop and also permit the petitioner to supply the same to the card holders and hand over the E-POS Machine IRIS Scanner, Weighing Machine and stock register which is seized from the petitioner in the interest of justice.

Counsel for the Petitioner: SRI MONDEDDU LAKSHMI ARCHANA

Counsel for the Respondents No.1,2 & 5: AGP FOR CIVIL SUPPLIES
Counsel for the Respondent No.3 & 4: AGP FOR REVENUE

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

HON'BLE MRS. JUSTICE SUREPALLI NANDA

WRIT PETITION No.11582 OF 2026

DATE: 16.04.2026

Between :

A.Bharath Kumar

...Petitioner

And

The State of Telangana,
Rep. by its Principal Secretary,
Civil Supplies Department,
Secretariat, Hyderabad and others

... Respondents

ORDER

Heard Sri Mondeddu Lakshmi Archana, learned counsel appearing on behalf of the petitioner, learned Assistant Government Pleader for Civil Supplies appearing on behalf of the respondent Nos.1, 2 and 5 and the learned Assistant Government Pleader for Revenue appearing on behalf of the respondent Nos.3 and 4.

2. The petitioner approached the Court seeking prayer as under:

> "...to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the 4th Respondent in not implementing the Orders of the 3rd Respondent vide Procgs No.B/391/2026, dated 01.04.2026 directing to allot the commodities every month to the petitioner fair price shop and also permitted the petitioner to supply the same to the card holders, but the 4th and 5th Respondents did not supply the commodities to the petitioner fair price shop is highly illegal, arbitrary, against the principles of natural justice and also violative of Articles 14, 19, 21 and 300-A of Constitution of India and consequently direct the 4th and 5th Respondents to allot the commodities to the petitioner fair price shop basing on the orders of the 3rd Respondent immediately, in the interest of justice and pass"

3. The case of the petitioner in brief as per the averments made in the affidavit filed by the petitioner in support of the present Writ Petition is as under:-

i) The petitioner is an authorized Fair Price Shop Dealer of Shop No. 1539006 in Farooqnagar Village and Mandal, Rangareddy District. On 03.02.2026, the Deputy Tahsildar (Enforcement), along with the Civil Supplies Enforcement Team, conducted a surprise inspection and noted a variation of (+) 3449 Kgs of Sanna Biyyam, leading to seizure of the commodities.

ii) Subsequently, the 2nd Respondent ordered confiscation of the seized stock. Thereafter, the 3rd Respondent issued a show cause notice on 30.03.2026, and upon consideration of the petitioner's explanation dated 30.03.2026, the 3rd respondent treated the incident as a first offence and imposed a penalty of Rs.5,96,677/-, and permitted the petitioner to continue as a Fair Price Shop dealer.

iii) The petitioner duly remitted the penalty amount, and the 3rd Respondent, vide proceedings No.B/391/2026 dated 01.04.2026, directed the 4th Respondent to allot commodities to the petitioner's shop every month. However, Respondent Nos.4 and 5 have failed to supply commodities to the petitioner. Aggrieved by the same, the petitioner approached this Court by filing the present writ petition.

PERUSED THE RECORD:

A) The relevant portion of the proceedings No.B/391/2026 dated 01.04.2026, issued by the respondent No.3-the Revenue Divisional Officer,

Shadnagar Division, Ranga Reddy District is extracted hereunder:

"In view of the above, through the reference 3rd cited, Show Cause Notice has been issued calling for explanation of delinquent Fair Price Shop Dealer why can't his authorization be cancelled for the proven charges against him.

Through the references 3rd cited, imposed penalty an amount of Rs.5,96,677/- (Rupees Five Lakhs Ninety Six Thousand Six hundred and Seventy Seven only) treating it as warning to be more careful in future and treating it as first offence.

Through the reference 4th cited, Sri A.Bharath kumar, dealer, Fair Price Shop No. 1539006 situated Village of Farooqnagar Mandal has submitted his explanation stating that there is variation of PDS Rice (Sanna Biyyam) stock in his shop and requested to drop the further action in the matter.

Through the reference 5th cited, Sri. A Bharath kumar, dealer, Fair Price Shop No.1539006 Farooqnagar Village of Farooqnagar Mandal has submitted original Challan by remitting penalty amount of Rs 5,96,677/ vide Challan No. 6505000081, Dt. 30.3.2026.

In view of the above, A.Bharath kumar is hereby permitted as Fair Price Shop dealer of Farooqnagar Village and the Tahsildar,

Farooqnagar Mandal is hereby directed allot the commodities every month."

DISCUSSION AND CONCLUSION:

4. Learned counsel appearing on behalf of the petitioner mainly puts forth the following submissions:

4.1 Pursuant to the initiation of proceedings under Section 6-A of the Essential Commodities Act, 1955 against the petitioner, the authorization of Fair Price Shop No.1539006, situated at Farooqnagar Village and Mandal, Rangareddy District, was temporarily suspended through a show cause notice dated 30.03.2026.

4.2 The petitioner submitted a detailed explanation on 30.03.2026 in response to the said show cause notice.

4.3 After duly considering the explanation furnished by the petitioner, the respondent No.3 issued proceedings dated 01.04.2026 permitting the petitioner to continue running the Fair Price Shop No. 1539006.

4.4 In the said proceedings, the respondent No.3 also directed the Tahsildar, Farooqnagar Mandal, to allot commodities to the petitioner's fair price shop every month.

4.5 However, despite the issuance of the said proceedings dated 01.04.2026, no stocks/commodities have been allotted to the petitioner till date.

Based on the aforesaid submissions, learned counsel appearing on behalf of the petitioner contends that, in view of the clear proceedings dated 01.04.2026 passed in favour of the petitioner, the petitioner is entitled for the relief as prayed for by the petitioner in the present Writ Petition.

5. The learned Assistant Government Pleader fairly submits that appropriate orders may be passed in view of the clear proceedings vide Proc. No.B/391/2026 dated 01.04.2026, issued by the respondent No.3, restoring the authorization of Fair Price Shop No. 1539006, Farooqnagar Village and Mandal, Rangareddy District, in favour of the petitioner, with a further clear stipulation directing

the Tahsildar, Farooqnagar Mandal, to allot commodities to the petitioner's fair price shop every month.

6. **TAKING INTO CONSIDERATION:**

a) The aforesaid facts and circumstances of the case,

b) The submissions made by the learned counsel appearing on behalf of the petitioner, learned Assistant Government Pleader for Civil Supplies appearing on behalf of the respondent Nos.1, 2 and 5 and the learned Assistant Government Pleader for Revenue appearing on behalf of the respondent Nos.3 and 4,

c) The contents of the proceedings No. B/391/2026 dated 01.04.2026, issued by the respondent No.3 (referred to and extracted above),

d) The discussion and conclusion as arrived at paragraph Nos.4 and 5 of the present order,

The Writ Petition is allowed, directing respondent Nos. 4 and 5 to implement the proceedings No. B/391/2026 dated 01.04.2026, issued by respondent No.3, and to allot commodities to the petitioner's Fair Price Shop No. 1539006, Faroognagar Village and Mandal, Rangareddy District, within a period of one (1) week from the date of receipt of a copy of this order and the respondents are further directed to further continue to allot the commodities regularly to the petitioner till the authorization of the petitioner for running Fair Price Shyop No.153906 Faroognagar village and Mandal, Ranga Reddy District is in force. However, there shall be no order as to costs."

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

SD/- A.V.S.PRASAD
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Civil Supplies Department, State of Telangana, Secretariat, Hyderabad
2. The District Collector, (Civil Supplies) Ranga Reddy District.
3. Revenue Divisional Officer, Shadnagar Division, Ranga Reddy District.
4. The Tahsildar, Faroognagar Mandal, Rangareddy District.
5. The District Civil Supplies Officer,, Rangareddy District

6. One CC to SRI. MONDEDDU LAKSHMI ARCHANA, Advocate [OPUC]
7. Two CCs to GP FOR CIVIL SUPPLIES, High Court for the State of Telangana, at Hyderabad [OUT]
8. Two CCs to GP FOR REVENUE ,High Court for the State of Telangana At Hyderabad. [OUT]

9. Two CD Copies

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TKS

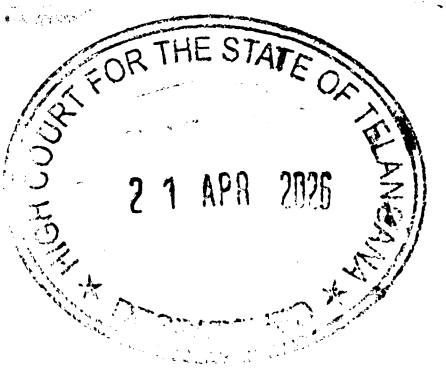
HIGH COURT

CC TODAY

DATED: 16/04/2026

ORDER

WP.No.11582 of 2026



ALLOWING THE WRIT PETITION

WITHOUT COSTS

43 copies
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21/4/26