



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3332]

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 10738/2026

Between:

1.G.PADMAVATHI, W/O G.SIDDANNA GOUD, AGE ABOUT 43
YEARS, OCC F.P.SHOP DEALER, R/O H.NO.4-48, HALVI
VILLAGE, KOWTHALAM MANDAL, KURNOOL DISTRICT.

...PETITIONER

AND

1.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, CIVIL SUPPLIES DEPARTMENT, SECRETARIAT
BUILDINGS, VELAGAPUDI, AMARAVATHI. 522238

2.THE JOINT COLLECTOR, KURNOOL DISTRICT AT
KURNOOL.518001

3.THE REVENUE DIVISIONAL OFFICER ADONI, REVENUE
DIVISION AT ADONI, KURNOOL DISTRICT.518301

4.THE TAHSILDAR, KOWTHALAM MANDAL AT KOWTHALAM,
KURNOOL DISTRICT.518344

...RESPONDENT(S):

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 2 d respondent in issuing the impugned proceedings vide Appeal

Case No.CS.311012025, dated 12-02-2026, upholding the suspension order dated 30-04-2025, of FP.Shop No.1301009 of Halvi village, Kowthalam Mandal, Kurnool District, as illegal, arbitrary, unjust and violation of orders passed by this Hon'ble Court in WP.No.15117 of 2025, dated 03-09-2025 and consequently direct the respondents to continue the petitioner as Fair Price Shop Dealer of FP.Shop No.1301009 of Halvi village, Kowthalam Mandal, Kurnool District, and pass

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 impugned proceedings vide Appeal Case No.CS.3/10/2025, dated 12-02-2026, of the 2nd respondent, pending disposal of the above writ petition and to pass

Counsel for the Petitioner:

1.U RAMANJANEYULU

Counsel for the Respondent(S):

1.GP FOR CIVIL SUPPLIES

The Court made the following:

ORDER:

Questioning the proceedings of the 2nd respondent *vide* impugned proceedings *vide* Appeal Case No.CS.3/10/2025 dated 12.02.2026 confirming the suspension order passed by the 3rd respondent in respect of petitioner's fair price shop No.1301009 of Halvi Village, Kowthalam Mandal, Kurnool District, the present writ petition is filed.

2. Heard Sri U.Ramanjaneyulu, learned counsel for the petitioner and Sri Appasani Vineeth, learned Assistant Government Pleader for Civil Supplies for the respondents.

3. Learned counsel for the petitioner submitted that despite the directions of this Court in W.P.No.15117 of 2025 dated 03.09.2025, the 2nd respondent passed the impugned order dated 12.02.2026 upholding the suspension order dated 30.04.2025 passed by the 3rd respondent. He further submits that if the said order is allowed to subsist, it affects the rights of the petitioner, as such, prayed to pass appropriate orders.

4. On the other hand, learned Assistant Government Pleader for Civil Supplies while justifying the order impugned submitted that the 2nd respondent has rightly passed the orders and disposed of the appeal. There is neither illegality nor procedural impropriety in the orders impugned. He further submitted that as per Andhra Pradesh State Targeted Public Distribution System (Control), Order, 2018 (hereinafter referred to as 'Control Order, 2018'), appeal provision does not lie

against the suspension order. The writ petition is devoid of merits and liable to be dismissed, accordingly, prayed to dismiss the writ petition.

5. Perused the record and considered the submissions made by the learned counsel for the parties.

6. Impugning the suspension proceedings dated 30.04.2025, the petitioner preferred appeal before the Joint Collector as well as writ petition before this Court under Article 226 of Constitution of India. This Court, on 03.09.2025, disposed of the writ petition revoking the suspension order dated 30.04.2025, restoring her authorization and directing the primary authority to conclude the enquiry within four weeks.

7. By virtue of the Control Order, 2018, there is no appeal provision to question the suspension proceedings. Despite the same, the petitioner invoked the appeal provision as well and invited order. This Court is unable to understand, how the Joint Collector entertained the appeal against suspension order. Furthermore, this Court is unable to understand as to why the petitioner invited orders in appeal when this Court has already suspended the said order in W.P.No.15117 of 2025. Further, despite directions of this Court dated 03.09.2025, when the Primary Authority has not concluded enquiry, the petitioner has an alternative remedy available under law to question the said action. Without availing such remedy to question the orders passed by the appellate authority, invoking writ jurisdiction is not proper. As such, for

the reasons stated *surpa*, this Court is not inclined to adjudicate the writ petition.

8. Accordingly, the Writ Petition is ***disposed of***. There shall be no order as to costs.

As a sequel, miscellaneous applications, pending if any, shall stand closed.

JUSTICE RAVI CHEEMALAPATI

Date: 22nd April, 2026

RKS