

[3207]

**IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
MONDAY, THE FOURTH DAY OF JULY
TWO THOUSAND AND TWENTY TWO**



: PRESENT:

**THE HONOURABLE SRI JUSTICE BATTU DEVANAND
WRIT PETITION NO: 11983 OF 2022**

Between:

K.S. Sailaja, W/o. K.N. Subramanyam, Aged 36 years, Occ- F.P. Shop Dealer, F.P. shop No.1287002, Lakshmipuram, Hindupur Mandal, Ananthapuramu District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Consumer Affairs, Food and Civil Supplies Department, Secretariat, Velagapudi, Guntur District.
2. The Joint Collector (Civil Supplies), Ananthapuramu, Ananthapuramu District.
3. The Sub-Collector and Sub-Divisional Officer, Penukonda, Ananthapuramu District.
4. The Tahsildar, Hindupur Mandal, Ananthapuramu 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 a Writ of mandamus or any other appropriate writ order or direction declaring the orders vide Rc.No.443/2022/CS, Dt.22.03.2022 passed by the 3rd respondent in canceling the petitioner's F.P. Shop authorization of F.P. Shop No.1287002, Lakshmipuram, Hindupur Town and Mandal, Ananthapur District without verifying the records, without providing opportunity for hearing and contrary to clause 10 (a) of the A.P. State Public Distribution System, 2018 as illegal, arbitrary and set aside the same and consequently direct the respondents to continue the petitioner as F.P. Shop dealer of F.P. Shop No.1287002, Lakshmipuram, Hindupur Mandal, Ananthapuramu District by releasing the stock continuously

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 orders vide Rc.No.443/2022/CS, Dt.22.03.2022 passed by the 3rd respondent by directing the respondent No.3 and 4 to release the essential commodities to the petitioner so as to distribute the stock continuously to the petitioner's F.P. Shop No.1287002, Lakshmipuram, Hindupur Mandal, Ananthapuramu District, pending disposal of WP 11983 of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI KATA SAMBASIVA RAO Advocate for the Petitioner, and of GP FOR CIVIL SUPPLIES for the Respondents, the Court made the following.

ORDER:

"In spite of granting sufficient time, no Counter Affidavit has been filed on behalf of the respondents or not Written Instructions are filed.

In view of the same, in our view, it is appropriate and reasonable to protect the interest of the petitioner by granting interim direction.

There shall be interim suspension as prayed for.

Post on 25-07-2022".

**SD/-M.SURYANADHA REDDY
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Consumer Affairs, Food and Civil Supplies Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur District.
2. The Joint Collector (Civil Supplies), Ananthapuramu, Ananthapuramu District.
3. The Sub-Collector and Sub-Divisional Officer, Penukonda, Ananthapuramu District.
4. The Tahsildar, Hindupur Mandal, Ananthapuramu District. (Addresses 1 to 4 by RPAD)
5. One CC to SRI KATA SAMBASIVA RAO Advocate [OPUC]
6. Two CCs to GP FOR CIVIL SUPPLIES, High Court of Andhra Pradesh. [OUT]
7. One spare copy

HIGH COURT

DEVJ

DATED:04/07/2022

POST ON 25-07-2022

ORDER

WP.No.11983 of 2022

INTERIM SUSPENSION

