

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

**THURSDAY, THE FIFTEENTH DAY OF MAY,
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

WRIT PETITION NO: 13287 OF 2025

Between:

Banala Karrenna, S/o. Late B. Giddaiah, Aged about 42 years, Occ: FP
Shop Dealer, R/o. Garladinne Village, Yemmiganur Mandal, Kurnool
District

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Civil Supplies Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The Joint Collector, Kurnool District, Kurnool.
3. The Revenue Divisional Officer, Adoni, Kurnool District.
4. The Tahsildar, Yemmiganur Mandal, Yemmiganur, Kurnool District

...Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ order or direction more particularly, one in the nature of Writ of Mandamus, declaring the action of the respondents in issuing proceedings in Appeal Case No. C.S.3/50/2025 Dt.23.04.2025 issued by the 2nd respondent confirming the proceedings in RC.(M).826/2024, Dt.25.02.2025 issued by the 3rd respondent in cancelling the Fair Price Dealership of the petitioner in respect of Fair Price Shop No.1321022 of Garladinne Village, Yemmiganur Mandal, Kurnool District

as bad, illegal, arbitrary, improper, unjust and violative of Articles 14, 16, 19, 21 and 311 of the Constitution of India and consequently direct the respondents to continue the petitioner as Fair Price Shop Dealer of Shop No.1321022 of Garladinne Village, Yemmiganur Mandal, Kurnool District pending disposal of the appeal and grant such other relief or reliefs as this Hon'ble Court may deem fit and proper in the circumstances of the case and in the interest of justice.

IA NO: 1 OF 2025:

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents to continue the petitioner as a Fair Price Shop Dealer of Shop No.1321022 of Garladinne Village, Yemmiganur Mandal, Kurnool District by suspending the proceedings in Appeal Case No.C.S.3/50/2025, Dt.23.04.2025 issued by the 2nd respondent confirming the proceedings in Rc.(M)826/2024, Dt.25.02.2025 of the 3rd respondent, pending disposal of WP.No.13287 of 2025, 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 V.S.K.Rama Rao, Advocate for the Petitioner and GP for Civil Supplies for the Respondent Nos.1 to 4, the Court made the following;

ORDER:

“Learned Government Pleader for Civil Supplies takes notice for respondents 1 to 4 and seeks time to file counter.

Petitioner's authorization has been cancelled by 3rd respondent/Sub-Collector by orders, dated 25.02.2025 on the ground that petitioner has violated Clause 17(e) Form-II Authorization issued under APSTPDS (Control) Order 2018, on finding that the petitioner was working on part time with 104 ambulance agency service, which

order has been confirmed by 2nd respondent vide order, dated 23.04.2025.

Clause 17(e) Form-II contemplates that the dealer should not hold any office in public life with or without remuneration and the nature of activity undertaken by the petitioner i.e., working with 104 ambulance service whether falls within the expression of holding any office, requires consideration.

In view of the same, there shall be interim suspension of impugned proceedings, dated 23.04.2025 passed by the 2nd respondent confirming the orders, dated 25.02.2025 issued by the 3rd respondent and the petitioner be continued as a fair price shop dealer of Shop No.1321022 of Garladinne Village, Yemmiganur Mandal, Kurnool District, for a period of eight (8) weeks.

Let the counter be filed within four (4) weeks and reply within two (2) weeks thereafter.

List the matter after six (6) weeks.”

SD/-B.CHITTI JOSEPH
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

To,

1. The Principal Secretary, State of Andhra Pradesh, Civil Supplies Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
(by **Special Messenger**)
2. The Joint Collector, Kurnool District, Kurnool.
3. The Revenue Divisional Officer, Adoni, Kurnool District.
4. The Tahsildar, Yemmiganur Mandal, Yemmiganur, Kurnool District
(Addressee Nos.2 to 4 by **RPAD**)
5. One CC to Sri. V.S.K.Rama Rao, Advocate [OPUC]

6. Two CCs to GP for Civil Supplies, High Court of Andhra Pradesh.

[OUT]

7. One spare copy

MM

HIGH COURT

CGR,J

DATED:15/05/2025

LIST THE MATTER AFTER SIX (6) WEEKS

ORDER

WP.No.13287 of 2025

INTERIM SUSPENSION

