

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

**FRIDAY ,THE FIFTEENTH DAY OF MAY  
TWO THOUSAND AND TWENTY SIX**

**:PRESENT:**

**THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA  
WRIT PETITION NO: 14485 OF 2026**



**Between:**

Vankayalapati Thirupathaiah, S/o Anjaneyulu, aged about 43 years, Occ:  
Fair Price Shop Dealer, Shop No. 0743044, Jalalapalem Village,  
Vinukonda Mandal, Guntur District, Now Palnadu District.

**...Petitioner**

**AND**

1. The State of Andhra Pradesh, Rep. by its Prl. Secretary to Govt, of AP,  
Consumer Affairs, Food and Civil Supplies Department Secretariat  
Buildings, Velagapudi, Amaravati, Guntur District - 522238.
2. The Commissioner, Civil Supplies Department, Govt., of Andhra  
Pradesh. Vijayawada - 520007.
3. The District Collector, (Civil Supplies), Palnadu District, Narasaraopet -  
522601.
4. The Joint Collector, Narasaraopet, Palnadu District, Narasaraopet-  
522601.
5. The Revenue Divisional Officer, Narasaraopet, Palnadu District-522601.
6. The Civil Supplies Deputy Tahsildar, Vinukonda Mandal, Palnadu  
District - 522647.
7. The Village Revenue Officer, Jalalapalem Village, Vinukonda Mandal,  
Guntur District, Now Palnadu District - 522647.

**...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 issue a writ, order, direction, more particularly in the nature of WRIT

OF MANDAMUS declaring the proceedings RC.No.101/2024-G, dt.23-04-2026 issued by the 5<sup>th</sup> Respondent, temporarily suspending the authorization of the petitioner fair shop No. 0743044 pending enquiry, and appointing 7<sup>th</sup> Respondent distribution of commodities vide RC.No.101/2026-G, dt.04-05-2026 and not disposing the appeal along with stay petition, dt.08-05-2026 filed by the petitioner by the 3<sup>rd</sup> Respondent is arbitrary, illegal and colourable exercise of power and contrary to the provisions of the essential commodities Act and the control order, 2018 and in violation of Article 14 and 21 of the Constitution of India, and to set- aside the proceedings RC.No.101/2024-G, dt.23-04-2026 and proceedings in RC.No.101/2026-G, dt.04-05-2026 issued by the 5<sup>th</sup> Respondent, and to issue a consequential direction to the Respondents No.3 to 6 to continue the petitioner as Fair Price Shop Dealer No.0743044 of Jalalapalem, Vinukonda, Palnadu District forthwith and to 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 direct the Respondents No.3 to 6 to continue the petitioner as Fair Price Shop Dealer No.0743044 of Jalalapalem Village. Vinukonda Mandal, Palnadu District by suspending the proceedings RC.No.101/2024- G, dt.23-04-2026 and the proceedings RC.No.101/2026-G, dt.04-05-2026 issued by the 5th Respondent and to pass, Pending disposal of WP 14485 of 2026, on the file of the High Court.

The petition/Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI.A RAJENDRA BABU Advocate for the Petitioner, GP FOR CIVIL SUPPLIES Advocate for the Respondents and the Court made the following.

**ORDER:**

**Assailing the order passed by the Revenue Divisional Officer, Narasaraopet vide R.C.No.101/ 2024-G, dated 23.04.2026, the present writ petition is filed.**

Heard Mr. A.Rajendra Babu, learned counsel for the petitioner, and Mr. Tadisetti Venkata Ananda Rao, learned Assistant Government Pleader for Civil Supplies.

The impugned order indicates that there is a prima facie case against the delinquent dealer alleging that he has contravened the provisions of law under AP State Public Distribution System (Control) Order, 2018 and diverted fortified rice to an extent of 17.38 quintals, which was found short at the time of enquiry. It is further stated that, at the time of enquiry, the dealer intended to divert the said stock into the black market and thereby violated Clause 21(c) read with Clause 12(3) of the Essential Commodities Act, 1955. Consequently, pending enquiry under Clause 8 of the AP State Public Distribution System (Control) Order, 2018, and also in view of the latest instructions issued by the Commissioner dated 20.03.2026, the authorization of the dealer/petitioner was temporarily suspended.

It is represented by the learned counsel for the petitioner that an appeal is preferred against the order, dated 23.04.2026, and a stay petition is also accompanied with the said appeal.

Without going into the merits of the case, since a statutory appeal is provided under the Act and as it is the right of the aggrieved petitioner to file an appeal, and as the appeal is filed within time, in view of the facts and circumstances of the case, there shall be interim suspension of the order, dated 23.04.2026, and the consequential order, dated 04.05.2026, till the disposal of the Interlocutory Application in Appeal Case No.../2026-S4 filed by the dealer/petitioner.

List the matter after 'Summer Vacation-2026'

//TRUE COPY//

SD/- U.SRIDEVI  
DEPUTY REGISTRAR  
SECTION OFFICER

To,

1. The Prl. Secretary, Consumer Affairs, Food and Civil Supplies Department STATE OF AP, Govt, of AP, Secretariat Buildings, Velagapudi, Amaravati, Guntur District - 522238. (by SPECIAL MESSENGER )
2. The Commissioner, Civil Supplies Department, Govt., of Andhra Pradesh. Vijayawada - 520007. (by SPECIAL MESSENGER )
3. The District Collector, (Civil Supplies), Palnadu District, Narasaraopet - 522601. (by SPEED POST)
4. The Joint Collector, Narasaraopet, Palnadu District, Narasaraopet- 522601. (by SPEED POST )
5. The Revenue Divisional Officer, Narasaraopet, Palnadu District-522601. (by SPEED POST)
6. The Civil Supplies Deputy Tahsildar, Vinukonda Mandal, Palnadu District - 522647. (by SPEED POST)
7. The Village Revenue Officer, Jalalapalem Village, Vinukonda Mandal, Guntur District, Now Palnadu District - 522647. (by SPEED POST)
8. One CC to SRI. A RAJENDRA BABU Advocate [OPUC]
9. Two CCs to GP FOR CIVIL SUPPLIES ,High Court Of Andhra Pradesh. [OUT]
10. One spare copy



HIGH COURT

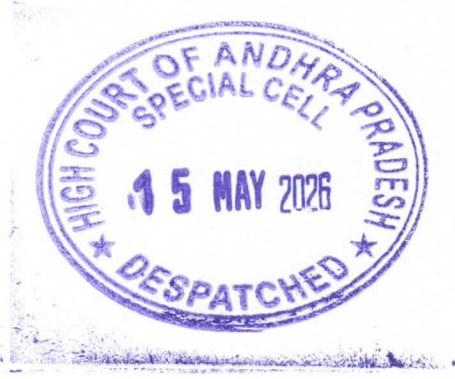
GTK,J

DATED:15.05.2026

LIST THE MATTER AFTER 'SUMMER VACATION-2026

ORDER

WP.No.14485 of 2026



INTERIM SUSPENSION OF ORDER