



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

**[3332]**

**MONDAY, THE TWENTIETH DAY OF APRIL  
TWO THOUSAND AND TWENTY SIX**

**PRESENT**

**THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI**

**WRIT PETITION NO: 14528/2025**

**Between:**

1. DEVIREDDY MAHA LAKSHMI, W/O. SUBBAREDDY, AGED ABOUT 49 YEARS, OCC. DEALER OF THE FAIR PRICE SHOP DEALER OF SHOP NO. 0813040, R/O. D. NO. 8-92, BASIREDDYPALLI, DARSI MANDAL, PRAKASAM DISTRICT.

**...PETITIONER**

**AND**

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY TO GOVERNMENT, CONSUMER AFFAIRS AND CIVIL SUPPLIES DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT.

2. THE COLLECTOR CIVIL SUPPLIES, PRAKASAM DISTRICT, ONGOLE.

3. THE REVENUE DIVISIONAL OFFICER, KANIGIRI, PRAKASAM DISTRICT,

4. THE TAHSILDAR, DARSI MANDAL, PRAKASAM DISTRICT.

5. THE FOOD INSPECTOR, PODILI, PRAKASAM DISTRICT.

6. THE VILLAGE REVENUE OFFICIAL, BASIREDDYPALLI VILLAGE, DARSI MANDAL, PRAKASAM DISTRICT.

**...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 a Writ of Mandamus or any other appropriate Writ Order or direction declaring the proceedings in Rc.E./29/2025, dated 17.05.2025 issued by the respondent No.3. cancelling the petitioner's authorization in respect of F.P. Shop No. 0813040 issued by him as arbitrary and illegal, contrary to objectives of the provisions of the Andhra Pradesh State Targeted Public Distribution System (Control) Orders, 2018 and contrary to the well-established legal principles apart from being violative of the fundamental and Constitutional rights guaranteed to me under Articles 21 and 300-A of the Constitution of India and consequently set aside the same and permit the Petitioner to continue as fair price shop dealer till the disposal of the Appeal pending before the 2nd Respondent, and pass

**IA NO: 1 OF 2025**

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 issue a direction to continue the Petitioner as the fair price shop dealer by suspending the proceedings in RC.E./29/2025, dated 17.05.2025 issued by the respondent No.3, and till the disposal of the Appeal pending before the 2nd Respondent, pending disposal of the above Writ Petition and pass

**IA NO: 2 OF 2025**

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 vacate the interim order dated 20.06.2025 in IA No.1 of 2025 in WP.No.14528 of 2025 and dismiss the Writ Petition and pass

**Counsel for the Petitioner:**

1. ROHITH PALLEPAGA

**Counsel for the Respondent(S):**

1. GP FOR REVENUE

2. GP FOR CIVIL SUPPLIES

**The Court made the following:****ORDER:**

The case of the petitioner herein is that she was appointed as dealer of the fair price shop No.0813040 situated in Barsireddypalli Village, Darsi Mandal, Prakasam District under proceedings *vide* D.Dis/2089/95 dated 10.02.2000 and ever since she was distributing essential commodities to the utmost satisfaction of the officials and to the cardholders. While so, respondent Nos.5 & 6 i.e., Food Inspector and Village Revenue Officer, on 16.12.2024 visited the petitioner's shop and upon inspection found variations and basing on the same, respondent No.3-Revenue Divisional Officer, Kanigiri, issued proceedings dated 10.01.2025 without any prior show cause notice asking the petitioner to submit explanation regarding variations and thereby passed suspension orders suspending the authorization of the petitioner, later issued show cause notice dated 11.01.2025 asking the petitioner to submit explanation. The said suspension order has been assailed before this Court in W.P.No.2694 of 2025 on the ground that without initiating any disciplinary proceedings as contemplated under 8(4) of Control Order, 2018, petitioner's authorization has been suspended and this Court has set aside the said order dated 10.01.2025. Thereafter, pursuant to the show cause notice dated 11.01.2025, the authorities proceeded with the enquiry and ultimately cancelled the petitioner's authorization by way of

impugned proceedings dated 17.05.2025. Assailing the same, the present writ petition is filed.

2. Heard Sri Abhishek Naidu Akkena, learned counsel for the petitioner and Sri Appasani Vineeth, learned Assistant Government Pleader for Civil Supplies.

3. Learned counsel for the petitioner while reiterating the contents of the affidavit submitted that the respondent authorities, without conducting proper enquiry and without providing an opportunity of personal hearing to the petitioner, passed the orders impugned and thereby cancelled the petitioner's authorization. Though an appeal has been preferred on 26.05.2025, no orders have been passed. However, as the orders impugned are passed in clear violation of principles of natural justice, the writ petition has been filed. He further submitted that if the said order subsists, the rights of the petitioner would be affected, as such, prayed to pass appropriate orders.

4. On the other hand, learned Assistant Government Pleader for Civil Supplies in elaboration to what has been stated in the counter contended that there is neither illegality nor procedural impropriety in passing the orders impugned. The authorities have dealt with the case in right perspective and conducted detailed enquiry even by examining the mediators as sought by the petitioner in his explanation dated 22.01.2025. He further submitted that despite notice for personal hearing,

the petitioner did not choose to put up his appearance. In the said view of the fact, the petitioner cannot find fault with the orders impugned and the same warrants no interference. He further submitted that insofar as the appeal is concerned, in view of the stay granted by this Court, the appeal was not dealt with by the Appellate Authority, as such, prayed to dismiss the writ petition.

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

6. On the alleged ground of violation of principles of natural justice, the cancellation orders of the petitioners dealership has been questioned in the present writ petition. It is not in dispute that as against the orders impugned the petitioner preferred an appeal and the matter is pending before the Appellate Authority in view of the interim orders passed by this Court on 20.06.2025 in the present writ petition. It is well settled principle of law that two parallel proceedings cannot subsist. If this Court entertains the writ petition on merits, it would come in the way of the Appellate Authority while adjudicating the petitioner's appeal and thereby the rights of the petitioner may be affected, as such, to meet the ends of justice instead of going into the merits and demerits of the case, this Court is inclined to direct the respondent No.2 to consider and dispose of the petitioner's appeal dated 26.05.2025 in accordance with law by giving an opportunity of being heard to the petitioner as well. The petitioner is at

liberty to submit additional grounds before the Appellate Authority that were raised before this Court along with supporting material within a period of two (02) weeks from the date of receipt of a copy of this order. On receipt of such additional grounds, the Appellate Authority shall consider and dispose of the appeal in accordance with law. Till disposal of the said appeal, interim orders shall continue.

7. 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.

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**JUSTICE RAVI CHEEMALAPATI**

*Date: 20<sup>th</sup> April, 2026*

*RKS*