

IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI

WEDNESDAY, THE TWENTY FOURTH DAY OF JULY

TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE MS. JUSTICE BHANUMATHI

I.A.No.1 OF 2024

IN

WRIT PETITION NO: 15941 OF 2024



Between:

Chowdeswari Mahila Mandali, Represented by its member Smt. G. Kavitha,
W/o. G.J. Lokanadha Reddy, Age years, R/o. Totakanuma Village, V. Kota
Mandal, Chittoor Distirct, Andhra Pradesh

Petitioner

(Petitioner in WP 15941 OF 2024
on the file of High Court)

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary Civil
Supplies, Department, Secretariat Building Velagapudi Amaravathi,
Guntur District.
2. The District Collector, Chittoor District
3. Jt. Collector, Chittoor District.
4. The Revenue Divisional Officer, Palamaner, Chittoor District.
5. The Tahsildhar, V, Kota Mandal, Chittoor District.
6. Kum. K.N Mohana Priya, D/o K.N. Balasamudram Age 34 years,
Thotakanuma Village, V kota Mandal Chittoor District

Respondents

(Respondents in-do-)

Counsel for the Petitioner: SRI.NEELI MANI KANTA

Counsel for the Respondent Nos.1 to 5: GP FOR CIVIL SUPPLIES

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 Suspend the operation impugned proceedings No Roc. E/855/2024 dated 0-07-2024 issued by the 4th respondent and direct the official respondent to continue to supply essential commodities to the petitioner FP Shop No. 1062036 of Thotakanuma Village, V.Kota Mandal as usual, without any interruption, pending disposal of W.P.No.15941 of 2024, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

This application has been filed to suspend the operation of the impugned proceedings in Roc. No. E/855/2024, of the 4th respondent and direct the official respondents to continue to supply essential commodities to the petitioner's F.P Shop No.1062036 of Thotakanuma village, V.Kota Mandal.

The contention of the petitioner is that without following due procedure of affording an opportunity to the petitioner to submit explanation, the impugned order was passed cancelling the appointment of the petitioner.

The learned counsel for the petitioner submitted that the impugned order was passed based on the orders in W.P.No.15442 of 2019 of this Court, whereas, the order dated 07.11.2019, passed

in W.P.No.15442 of 2019 filed by K. N. Mohana Priya D/o K.N. Balasundaram, was set aside in W.A.No.491 of 2019, of this Court on 05.02.2020. He further submitted that K.N.Mohana Priya is no other than the daughter of K.Suseelamma w/o K.N. Balasundaram in whose place the petitioner was appointed on 25.07.2019, vide proceedings of the Joint Collector, Chittoor in Proceedings (C) No.1117/2019, dated 25.7.2019. In the writ appeal, while allowing the appeal, and setting aside the order, dated 07.11.2019, in W.P.No.15442 of 2019, the writ petition was restored and directed to be listed for hearing on 17.02.2020 and an opportunity was given to the appellant therein who is the present writ petitioner to file reply on or before 17.02.2020 and requested the writ court to hear and decide the case.

The impugned order does not refer to the date of the order. It is also not known whether W.P.No.15442 of 2019 is finally decided or not. In the absence of the date of the order with reference to which the impugned order was passed, it is a fit case to grant interim order of protection for a limited period.

The learned Assistant Government Pleader for Civil Supplies sought time as the matter was moved in lunch motion.

In view of the above submissions, there shall be interim stay, as prayed for, till 14.08.2024.

List the matter on 14.08.2024.

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

For /


SECTION OFFICER

To,

1. The Principal Secretary Civil Supplies, Department, State of Andhra Pradesh, Secretariat Building Velagapudi Amaravathi, Guntur District.**(by Special Messenger)**
2. The District Collector, Chittoor District
3. Jt. Collector, Chittoor District.
4. The Revenue Divisional Officer, Palamaner, Chittoor District.
5. The Tahsildhar, V, Kota Mandal, Chittoor District.
6. Kum. K.N Mohana Priya, D/o K.N. Balasamudram, Thotakanuma Village, V kota Mandal Chittoor District (2 TO 6 by RPAD)
7. One CC to SRI.NEELI MANI KANTA Advocate [OPUC]
8. Two CCs to GP FOR CIVIL SUPPLIES, High Court of Andhra Pradesh.
[OUT]
9. One spare copy

SRL

HIGH COURT

BSB,J

DATED:24/07/2024

NOTE: LIST THE MATTER ON 14.08.2024

ORDER

I.A.NO.1 OF 2024

IN

WP.No.15941 of 2024

INTERIM STAY

