

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
FRIDAY, THE FOURTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE**



:PRESENT:

**THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 19704 OF 2023**

Between:

M Prabhakar, S/o. Koteswara Rao, aged 48 years, Occ. MDU Operator, R/o. Ulavapadu Village and Mandal, SPSR Nellore District.

...Petitioner

AND

1. State of Andhra Pradesh, rep by its Principal Secretary, Civil Supplies Dept., Secretariat, Velagapudi, Guntur.
2. Collector and District Magistrate(CS), Nellore, SPSR Nellore District.
3. Sub Collector, Kandukur Division, Kandukur, SPSR Nellore District.
4. Deputy Tahsildar (Civil Supplies), Kandukur, SPSR Nellore District.
5. Tahsildar, Ulavapadu Mandal, Ulavapadu, SPSR Nellore 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/Order/ Direction more particularly one in the Nature of Writ of Mandamus declaring the action of the Respondents in not allowing the petitioner as MDU Operator of F.P.Shop No.0855001 of Ulavapadu(V&M), SPSR Nellore District merely based on panchanama dt. 06.07.23 as illegal, arbitrary, without jurisdiction, contrary to Control order besides violation of Art.14 and 21 of the Constitution of India and consequently direct the respondents to continue the petitioner as MDU Operator of F.P.Shop No.0855001 of Ulavapadu(V&M), SPSR Nellore District as long as its authorization is in force

IA NO: 1 OF 2023

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 5th Respondent to continue the Petitioner as MDU Operator of F.P. Shop No.0855001 of Ulavapadu(VandM), SPSR Nellore District as long as his MDU Operator licence is in force without reference to Panchanama dt.06.07.23, Pending disposal of WP 19704 of 2023, 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 made herein and upon hearing the arguments of SRI SRINIVASULU KURRA Advocate for the Petitioner, GP FOR CIVIL SUPPLIES for the Respondent Nos.1 to 5, the Court made the following

ORDER:

Heard Sri Srinivasulu Kurra, Learned Counsel for the Writ Petitioner and Sri G.Raju, Learned Assistant Government Pleader for Civil Supplies.

2. List the matter on 09.08.2023 in the “Motion List”, to enable Sri G.Raju, Learned Assistant Government Pleader for Civil Supplies to get instructions .

3. In the mean time, let the Writ Petitioner operate the MDU vehicle, if he is already operating.

**Sd/- V. SAVITRI GOWRI
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, State of Andhra Pradesh, Civil Supplies Dept., Secretariat, Velagapudi, Guntur.
2. Collector and District Magistrate(CS), Nellore, SPSR Nellore District.
3. Sub Collector, Kandukur Division, Kandukur, SPSR Nellore District.
4. Deputy Tahsildar (Civil Supplies), Kandukuru, SPSR Nellore District.
5. Tahsildar, Ulavapadu Mandal, Ulavapadu, SPSR Nellore District.
(Addressees 1 to 5 by RPAD)
6. One CC to SRI. SRINIVASULU KURRA Advocate [OPUC]
7. Two CCs to GP FOR CIVIL SUPPLIES ,High Court of Andhra Pradesh.
[OUT]
8. One spare copy

PSR

HIGH COURT

GRKP,J

DATED:04/08/2023

NOTE: LIST THE MATTER ON 09.08.2023 IN THE MOTION LIST

ORDER

WP.No.19704 of 2023

DIRECTION

