

IN THE HIGH COURT FOR THE STATE OF TELANGANA

**AT HYDERABAD
(Special Original Jurisdiction)**

**WEDNESDAY, THE TWENTY FIFTH DAY OF MARCH
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 8845 OF 2026

Between:

M/s. Vamshi Industries P.B.R.M., Parkal Road, Peddapapaiahpally,
Huzurabad, Karimnagar District, represented by its Partner, G. Raji Reddy
S/o. Linga Reddy, Age. 65 Years.

...PETITIONER

AND

1. The State of Telangana, represented by its Principal Secretary to Consumer Affairs, Food and Civil Supplies Department, Secretariat Buildings, Hyderabad.
2. The Commissioner Civil Supplies, Civil Supplies Bhavan, Somajiguda, Hyderabad.
3. The Collector (CS), Karimnagar District, Karimnagar.
4. The Additional Collector and Ex-Officio Executive Director, Telangana State Civil Supplies Corporation Ltd., Karimnagar District, Karimnagar.
5. The District Manager, Telangana State Civil Supplies Corporation Ltd., Karimnagar District, Karimnagar.
6. The District Civil Supplies Officer, Karimnagar District, Karimnagar.

...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 an order or direction more particularly one in the nature of writ of mandamus or any other appropriate writ declaring the action of the respondent authorities in not passing any orders, considering the representations of the petitioner dated 21-02-

2026 and 17-03-2026 for settling the accounts i.e., the amounts payable by the respondent authorities for milling, drriage 1 %, transportation and godown charges from the year 2010 to 2024, thereby deducting the damaged quantity from the value of the stock of rice to be delivered by me, thereby to grant time for paying the same in installments and threatening to take coercive steps for non delivery of the balance stock, is nothing but arbitrary, illegal, null and void and violative of principles of natural justice and also violative of Articles 14, 19 and 21 of the Constitution of India. Consequently, direct the respondent authorities to consider the representations dated 21-02-2026 and 17-03-2026, for payment of the charges payable by the respondent authorities i.e., the amounts payable by the respondent authorities in regarding with milling charges, driage 1%, transportation and godown charges and deduct the damaged quantity of the paddy from the balance stock value to be paid by the petitioner, thereby grant time for payment of the amounts payable by the petitioner. Till such steps are taken by the respondent authorities not to take any coercive steps against the petitioner.

I.A. 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 respondent authorities not to take any coercive steps against the petitioner for the non-delivery of the balance rice to be delivered by his rice mill.

Counsel for the Petitioner: Sri K. VENUMADHAV

Counsel for the Respondents 1,4 to 6: AGP FOR CIVIL SUPPLIES

**Counsel for the Respondent No.2 & 3: SRI K. DEVENDER,
SC FOR TS CIVIL SUPPLIES CORPORATION Ltd.,**

The Court made the following: ORDER

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

HON'BLE MRS. JUSTICE SUREPALLI NANDA

WRIT PETITION No.8845 OF 2026

DATE: 25.03.2026

Between :

M/s. Vamshi Industries P.B.R.M.,
Parkal Road, Peddapapaiahpally,
Huzurbad, Karimnagar District,
represented by its Partner G. Raji Reddy

... Petitioner

AND

The State of Telangana rep. by its Principal
Secretary to the Consumer Affairs,
Food and Civil Supplies Department,
Secretariat Buildings, Hyderabad and
5 others.

... Respondents

ORDER

Heard Sri K. Venumadhav, learned counsel
appearing on behalf of the petitioner, learned
Assistant Government Pleader for Civil Supplies,
appearing on behalf of respondent Nos.1, 4 to 6 and
Sri K. Devender, learned Standing Counsel for
Telangana State Civil Supplies Corporation Ltd.,
appearing on behalf of respondent Nos.2 and 3.

2. The petitioner approached the Court seeking

prayer as under:

"...to issue an order or direction more particularly one in the nature of writ of *Mandamus* or any other appropriate writ declaring the action of the respondent authorities in not passing any orders, considering the representations of the petitioner dated 21.02.2016 and 17-03-2026 for settling the accounts i.e. the amounts payable by the respondent authorities for milling, drriage 1 %, transportation and godown charges from the year 2010 to 2024, thereby deducting the damaged quantity from the value of the stock of rice to be delivered by me, thereby to grant time for paying the same in installments and threatening to take coercive steps for non delivery of the balance stock, is nothing but arbitrary, illegal, null and void and violative of principles of natural justice and also violative of Articles 14, 19 and 21 of the Constitution of India. Consequently, direct the respondent authorities to consider the representations dated 21-02-2016 and 17-03-2026, for payment of the charges payable by the respondent authorities i.e., the amounts payable by the respondent authorities in regarding with milling charges, drriage 1%, transportation and godown charges and deduct the damaged quantity of the paddy from the balance stock value to be paid by the petitioner, thereby grant time for payment of the amounts payable by the petitioner. Till such steps are

taken by the respondent authorities not to take any coercive steps against the petitioner, and to pass..."

3. The case of the petitioner, in brief as per the averments made in the affidavit filed by the petitioner in support of the present Writ Petition is as under:-

The case of the petitioner in brief is that the petitioner had established a rice mill in 1992 at Huzurabad, Karimnagar District. Since 2010, the respondent authorities have been allotting paddy under the Custom Milling Rice Scheme, and the petitioner has been regularly milling and delivering rice without complaints. However, from 2010 to 2024, the respondents failed to pay milling, drriage, depreciation, transportation, and godown charges amounting to approximately Rs. 1,50,00,000/-

During Kharif Marketing Season 2021-22, the respondents allotted an excessive quantity of 35,952 quintals, far beyond the petitioner mill's capacity. Despite protests, the petitioner managed to mill and deliverd 27,836.48 quintals, leaving a balance of 8,115 quintals due to COVID-19 constraints and lack of storage. Similarly, in

X

KMS 2023-24, 17,358 quintals were allotted; due to heavy rains and inadequate storage, only 1,709.10 quintals could be processed, leaving 15,648.90 quintals.

Thereafter, 4th respondent issued notice dated 13.12.2025 demanding delivery of balance stock. In response to the said notice, the petitioner submitted representations dated 21.02.2026 and 17.03.2026 seeking settlement of dues and adjustment of damaged stock. Despite this, no action was taken. Hence, the petitioner had approached this court by filing the present Writ Petition.

PERUSED THE RECORD

DISCUSSION AND CONCLUSION:

4. The learned counsel appearing on behalf of the petitioner mainly puts forth the following submissions:

(i) By notice dated 31.12.2025, issued vide Lr. No. P.Admin/8334/Default RM/2016, the petitioner was directed to deliver the balance quantity of FRK Sannabiyyam equivalent to 125% of the pending CMR dues or in the

alternative, remit the equivalent cost along with 125% penalty and 12% interest within a stipulated period of 90 days.

(ii) The petitioner, through detailed representations dated 21.02.2026 and 17.03.2026 addressed to the Joint Collector, Telangana State Civil Supplies Corporation Limited, Karimnagar, admitted the fact that paddy was allotted approximately 17,000 Metric Tons of Paddy during KMS 2021-22 and that 4 ACKs of the rice had already been delivered. The petitioner further requested the authorities not to levy penalty, to fix a reasonable rate for paddy, and to permit payment in instalments after adjusting the amounts payable to the petitioner towards transport bills and work payment, but however, no orders have been passed on the said representations till date.

Based on the aforesaid submissions, the learned counsel appearing on behalf of the petitioner contends that the petitioner is entitled for the relief as prayed for by the petitioner in the present writ petition.

5. The learned Standing Counsel appearing on behalf of the respondent Corporation, and the learned Assistant Government Pleader for Civil Supplies, opposed the grant of relief to the petitioner herein and contended that a period of 90 days had already been granted to the petitioner. But however, the petitioner failed to take any steps to clear the pending dues and approached this Court only after issuance of the notice dated 31.12.2025. Therefore, having failed to comply with the notice, the relief as sought for by the petitioner cannot be granted in the present Writ Petition.

6. A bare perusal of the notice dated 31.12.2025 issued by respondent No.4 indicates that, in order to expedite recovery of pending dues and to safeguard the interests of the Telangana State Civil Supplies Corporation Limited, the Government directed that defaulting rice millers pertaining to KMS 2014-15 to KMS 2023-24 (excluding Rabi 2022-23 auction paddy millers) shall either deliver FRK Sannabiyyam or remit the equivalent cost at 125% of the defaulted quantity, including penalty and interest @ 12%, within a period of 90 days, as per the agreements entered into from

time to time by the rice millers with the Telangana State Civil Supplies Corporation Limited.

7. This Court also takes note of the said notice dated 31.12.2025, whereby the petitioner was specifically directed to deliver 851.787 MTs of FRK Sannabiyyam or remit the equivalent cost within the stipulated period of 90 Days, failing which recovery proceedings under the Revenue Recovery Act, 1864, and criminal prosecution could be initiated.

8. This Court opines that since in response to the said notice dated 31.12.2025, the petitioner had admittedly submitted representations dated 21.02.2026 and 17.03.2026, which were duly acknowledged by the office of respondent No.2 on 21.02.2026 and 17.03.2026 respectively and since the petitioner doesn't dispute the petitioner's liability to deliver the balance quantity of rice, through the said representations, the petitioner merely sought waiver of penalty, fixation of paddy rates, and permission to pay the amount in instalments after adjustment of amounts payable to the petitioner towards

transport bills and work payments, this Court opines that the respondents are bound to consider petitioner's representation dated 21.02.2026 and 17.03.2026 in accordance to law, within a reasonable period.

9. Taking into consideration:

(a) The aforesaid facts and circumstances of the case,

(b) The submissions made by the learned counsel appearing on behalf of the petitioner learned Assistant Government Pleader for Civil Supplies, appearing on behalf of respondent Nos.1, 4 to 6 and Sri K. Devender, learned Standing Counsel for Telangana State Civil Supplies Corporation Ltd., appearing on behalf of respondent Nos.2 and 3,

(c) The notice of the respondent No.4 vide Lr.No. P.Admn/8334/Default RM/2016, dated 31.12.2025,

(d) The discussion and conclusion as arrived at Para Nos.6 to 9 of this order,

The writ petition is disposed of directing the respondent No.2 to consider the grievance of the

petitioner as put forth *vide* petitioner's representations dated 21.02.2026 and 17.03.2026 addressed to the respondent No.2 herein, seeking grant of time, waiver of penalty, fixation of paddy rates and permission to pay the amount in instalments after adjustment of amounts payable to the petitioner towards transport bills and work payments in reply to the notice dated 31.12.2025 issued to the petitioner herein, within a period of two (2) weeks from the date of receipt of a copy of the order and pass appropriate orders on the said representations of the petitioner dated 21.02.2026 and 17.03.2026 in accordance to law, in conformity with principles of natural justice by providing an opportunity of personal hearing to the petitioner and duly communicate the decision to the petitioner.

Till the above exercise is initiated and concluded by the respondent No.2 herein and appropriate orders are passed on petitioner's representations dated 21.02.2026 and 17.03.2026 and decision duly

communicated to the petitioner herein, the respondents are directed not to initiate any coercive steps against the petitioner herein. There shall be no order as to costs.

Miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed.

Sd/-A.H S. GOWRI SHANKAR
ASSISTANT REGISTRAR

//TRUE COPY//

To,

SECTION OFFICER

1. The Principal Secretary to Consumer Affairs, Food and Civil Supplies Department, State of Telangana, Secretariat Buildings, Hyderabad.
2. The Commissioner Civil Supplies, Civil Supplies Bhavan, Somajiguda, Hyderabad.
3. The Collector (CS), Karimnagar District, Karimnagar.
4. The Additional Collector and Ex-Officio Executive Director, Telangana State Civil Supplies Corporation Ltd., Karimnagar District, Karimnagar.
5. The District Manager, Telangana State Civil Supplies Corporation Ltd., Karimnagar District, Karimnagar.
6. The District Civil Supplies Officer, Karimnagar District, Karimnagar.
7. One CC to SRI. K VENUMADHAV, Advocate [OPUC]
8. Two CCs to GP FOR CIVIL SUPPLIES, High Court for the State of Telangana, at Hyderabad [OUT]
9. One CC to K. DEVENDER, SC FOR TS CIVIL SUPPLIES CORPORATION Ltd., [OPUC]
10. Two CD Copies

DAN/PMK

PX

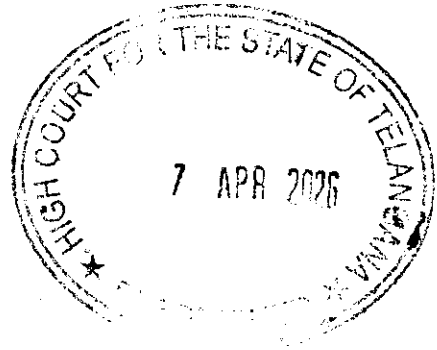
HIGH COURT

CC TODAY

DATED: 25/03/2026

ORDER

WP.No.8845 of 2026



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

⑬ copies
for
18/04/2026