



[3252]

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**THURSDAY, THE TWENTY FIFTH DAY OF JUNE
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 19181 OF 2026

Between:

The Wanaparthi District Paddy Rice Millers Association, Sy.No. 182,
Mirasipally village, Kothakota Mandal, Wanaparthi District, Rep., by its
president P. Parameshwarareddy

...PETITIONER

AND

1. The State of Telangana, Represented by its Ex- Officio Secretary to Government, Consumer affairs, Food & Civil supplies Department, Civil supplies bhavan, Erramanzil, Somajiguda, Hyderabad, Telangana.
2. The Telangana State Civil supplies Corporation, Represented by its Vice Chairman/Managing Director, TSCSCL, Civil Supplies Bhavan, Erramanzil, Somajiguda, Hyderabad, Telangana State
3. The Commissioner of Civil supplies, Civil supplies Bhavan, Erramanzil, Somajiguda, Hyderabad, Telangana State.
4. The District Collector, Wanaparthi district, Wanaparthi.
5. The Addl. District Collector, Wanaparthi District, Wanaparthi.
6. The District Manager, Telangana State Civil Supplies Corporation Ltd (TSCSCL), Wanaparthi District, Wanaparthi.

...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 appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the 5th respondent in demanding the members of the petitioner association rice millers to pay Rs.2236.81 per quintal by issuing individual demand notices of auctioned paddy of Rabi 2022-23 though the said paddy



2026:TSHC:11314

was sold in the public auction at Rs.1814 per quintal on 25.01.2024 which was not lifted by the auction purchasers for the want of quality, now after lapse of three years paddy being the perishable commodity as totally become unfit for human consumption apart from other facts and circumstances which clearly establishes on face of the record that the aforesaid auction paddy will not cost/worth Rs 1200 per quintal, whereas demanding aforesaid unreasonable amount is without application of mind in arbitrary manner in violation of Article 14, 19 (1) (g) and 21 of the Constitution of India and consequently direct the respondents to fix the reasonable price at Rs.1200/- per quintal by considering the detailed representation dt.06.06.2026 submitted with documentary evidence by 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 forthwith direct respondents to consider the representation of the petitioner association dt.06.06.2026 and pass appropriate orders by fixing the reasonable price for rabi 2022-23 paddy by objectively considering the total facts scenario along with documentary evidence submitted by the petitioner association.

Counsel for the Petitioner: SRI K. RATHANGA PANI REDDY

Counsel for the Respondent No.1,3,4 & 5: GP FOR CIVIL SUPPLIES

**Counsel for the Respondent No.2 & 6: SRI K. DEVENDER,
SC FOR CIVIL SUPPLIES CORPORATION**

The Court made the following: ORDER



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

HON'BLE MRS. JUSTICE SUREPALLI NANDA

WRIT PETITION No.19181 OF 2026

DATE: 25.06.2026

Between :

The Wanaparthy District Paddy
Rice Millers Association, Sy.No.182,
Mirasipally Village, Kothakota Mandal,
Wanaparthy District rep. by its President
P. Parameshwarareddy.

... **Petitioner**

A ND

The State of Telangana,
Rep. by its Ex-Officio Secretary to
Government, Consumer Affairs, Food
and Civil Supplies Department,
Civil supplies Bhavan, Erramanzil,
Somajiguda, Hyderabad, Telangana
and 5 others

... **Respondents**

ORDER

**Heard Sri K. Rathanga Pani Reddy, learned
counsel appearing on behalf of the petitioner, learned
Assistant Government Pleader for Civil Supplies,
appearing on behalf of respondent Nos.1, 3, 4 and 5
and Sri K. Devender, learned Standing Counsel for**



**Civil Supplies Corporation, appearing on behalf of
respondent No.2.**

**2. The petitioner approached the Court seeking
prayer as under:**

"...to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the 5th respondent in demanding the members of the petitioner association rice millers to pay Rs.2236.81 per quintal by issuing individual demand notices of auctioned paddy of Rabi 2022-23 though the said paddy was sold in the public auction at Rs.1814 per quintal on 25.01.2024 which was not lifted by the auction purchasers for the want of quality, now after lapse of three years paddy being the perishable commodity as totally become unfit for human consumption apart from other facts and circumstances which clearly establishes on face of the record that the aforesaid auction paddy will not cost/worth Rs.1200 per quintal, whereas demanding aforesaid unreasonable amount is without application of mind in arbitrary manner in violation of Articles 14, 19 (1) (g) and 21 of the Constitution of India and consequently direct the respondents to fix the reasonable price at Rs.1200/- per quintal by considering the detailed representation dt.06.06.2026 submitted with documentary evidence by the petitioner and 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 writ petition is filed challenging the action of the respondent authorities in demanding Rs.2,236.81 per quintal from the members of the petitioner association towards auctioned paddy pertaining to Rabi 2022-23, despite the fact that the same paddy had earlier been auctioned at Rs.1,814 per quintal on 22.02.2024 and was not lifted by the successful bidder. The petitioner contends that the paddy has remained in storage for nearly three years, being a perishable commodity, and has substantially deteriorated in quality, rendering it unfit for human consumption.

It is the specific case of the petitioner that the respondent authorities failed to take timely delivery of the paddy despite repeated requests from the rice millers, resulting in deterioration due to prolonged storage, heavy rains, reduction in moisture content, insect damage and natural wear and tear. The petitioner further submits that



the respondents have fixed the impugned price without any scientific assessment, expert opinion or consultation with the stakeholders, while ignoring the expenditure incurred by the rice millers towards storage, unloading, transportation and preservation of the paddy. It is also contended that the fixation of the price at Rs.2,236.81 per quintal amounts to unjust enrichment by the State, particularly when even good-quality paddy supplied for ethanol production was sold at a much lower effective price.

The petitioner, therefore, seeks issuance of a writ of Mandamus declaring the action of the respondents in demanding Rs.2,236.81 per quintal as illegal, arbitrary and unconstitutional, and consequently prays for a direction to the respondents to fix a reasonable value of Rs.1,200 per quintal after considering the detailed representation dated 06.06.2026.

PERUSED THE RECORD:

DISCUSSION AND CONCLUSION:



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

(i) In pursuance to the notice dated 03.06.2026 communicated to the petitioner association i.e. Wanaparthi District Paddy Rice Millers Association, Mirasipally Village, Kothakota Mandal, Wanaparthi District, Wanaparthi, the petitioner submitted a detailed representation dated 06.06.2026 to the respondents herein which had even been acknowledged by the office of the District Collector, Wanaparthi and also the Telangana State Civil Supplies Corporation Ltd., but in spite of the receipt of the said representation made by the petitioner association, there had been no action as on date. Vide the said notice dated 03.06.2026 issued individually to the Rice Millers in the District Wanaparthi, the said Rice Millers individually had been called upon to remit certain amounts within a period of 90 days without fail and the said notice further stipulated that in case of non-payment of said amount within 90 days, the Telangana State Civil Supplies Corporation Ltd., would proceed to recover an amount of Rs.2,441,90 per Quintal



along with 25% penalty and 12% interest. The notice is against the interests of the Rice Millers and an unilateral decision determining the amounts in clear violation of principles of natural justice had been taken against the individual Rice Millers. Though petitioner association submitted representation on 06.06.2026 itself, in response to the said notice, dated 03.06.2026, the respondents are silent in the matter. The State is bound to act upon the same, but failed to discharge its duty in considering the grievance of the petitioner association as put forth vide petitioner's representation to the respondents seeking permission to the rice millers to pay @ Rs.1200/- per quintal and the said action of the respondents is illegal, arbitrary.

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

5. The learned counsel appearing on behalf of the petitioner in support of the petitioner's submissions, placed reliance on the Judgment of the Apex Court



dated 13.04.2005 reported in (2005) 276 ITR 225 passed in A.P. Wine Dealers Association and Others Vs. Deputy Director of Income Tax (Investigation) in particular para No.18 and also the recent Judgment of the Apex Court dated 21.03.2023 reported in (2023) 18 SCC 1 passed in Orissa Administrative Tribunal Bar Association Vs. Union of India and Others in particular para Nos.36 to 39 and put forth the specific plea that petitioner Association is a society registered under Societies Registration Act, 1860 and hence as per Section 6 of the said act is authorized to sue and to be sued and hence petitioner Association is entitled to approach the High Court ventilating the common cause and the common grievances of the Members of the Association.

6. The learned Assistant Government Pleader for Civil Supplies, appearing on behalf of respondents and the learned Standing Counsel appearing on behalf of respondent Corporation mainly puts forth the following submissions:



(i) Though notice dated 03.06.2026 admittedly had been communicated to the petitioner association, the same had been individually served on to the Rice Millers.

(ii) The petitioner submitted reply dated 06.06.2026 to the Telangana State Civil Supplies Corporation Ltd., Wanaparthy in response to the notice dated 03.06.2026 communicated to the petitioner association

(iii) The detailed representation dated 06.06.2026 of the petitioner Association addressed to the respondent No.3 would be duly considered in accordance to law, within a reasonable period.

7. 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, 3, 4 and 5 and Sri K. Devender, learned Standing Counsel for



Civil Supplies Corporation, appearing on behalf of respondent No.2.

(c) The observations in the Apex Court Judgment dated 13.04.2005 reported in (2005) 276 ITR 225 passed in A.P. Wine Dealers Association and Others Vs. Deputy Director of Income Tax (Investigation) in particular para No.18 and also the recent Judgment of the Apex Court dated 21.03.2023 reported in (2023) 18 SCC 1 passed in Orissa Administrative Tribunal Bar Association Vs. Union of India and Others in particular para Nos.36 to 39.

(d) The fact that petitioner Association submitted a detailed representation dated 06.06.2026, setting out its objections and explanations in response to the notice dated 03.06.2026 communicated to the petitioner Association. The fact that though the said representation was duly received and acknowledged by the office of respondent No.4. However, despite such acknowledgment, no reasoned order or



SN,J
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communication had been issued by the respondents to the petitioner Association considering the contents of the petitioner's representation dated 06.06.2026 till date.

(e) The discussion and conclusion as arrived at paragraph Nos.4 to 6 of the present order,

The writ petition is disposed of directing the respondents 2 to 4 herein to consider the detailed representation dated 06.06.2026 furnished by the petitioner to the respondent Nos.4 and 2 herein in response to the notice dated 03.06.2026 issued by the respondent No.5 to the petitioner Association, within a period of one week from the date of receipt of copy of the order, in accordance to law in conformity with principles of natural justice by providing an opportunity of personal hearing to all concerned and take a decision on the subject issue and duly communicate the decision to the petitioner.

In so far as the submissions advanced by the learned Assistant Government Pleader, placing

THE RESPONDENT 3



reliance on the judgment of the Hon'ble Apex Court, dated 16.04.2001 reported in (2001) 4 SCC 734 between Vinoy Kumar Vs. State of U.P. and Others, is concerned, this Court opines that the said judgment is not relevant and applicable to the facts of the present case and the submissions put forth by the learned Government Pleader placing reliance on the said Judgment are untenable in view of the law laid down by the Apex Court in the Judgments referred to above i.e. A.P. Wine Dealers Association and Others Vs. Deputy Director of Income Tax (Investigation) and Orissa Administrative Tribunal Bar Association Vs. Union of India and Others, hence rejected. There shall be no order as to costs.

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

SD/- A. SREENIVASA REDDY
 ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Ex- Officio Secretary to Government, The State of Telangana, Consumer affairs, Food and Civil supplies Department, Civil supplies bhavan, Erramanzil, Somajiguda, Hyderabad, Telangana.
2. The Telangana State Civil supplies Corporation, Represented by its Vice Chairman/Managing Director, TSCSCL, Civil Supplies Bhavan, Erramanzil, Somajiguda, Hyderabad, Telangana State
3. The Commissioner of Civil supplies, Civil supplies Bhavan, Erramanzil, Somajiguda, Hyderabad, Telangana State.
4. The District Collector, Wanaparthy district, Wanaparthy.
5. The Addl. District Collector, Wanaparthy District, Wanaparthy.
6. The District Manager, Telangana State Civil Supplies Corporation Ltd (TSCSCL), Wanaparthy District, Wanaparthy.



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7. One CC to SRI K. RATHANGA PANI REDDY, Advocate [OPUC]
 8. One CC to SRI K. DEVENDER, SC FOR CIVIL SUPPLIES CORPORATION [OPUC]
 9. Two CCs to GP FOR CIVIL SUPPLIES, High Court for the State of Telangana, at Hyderabad [OUT]
 10. Two CD Copies
- BN

[Handwritten signature]



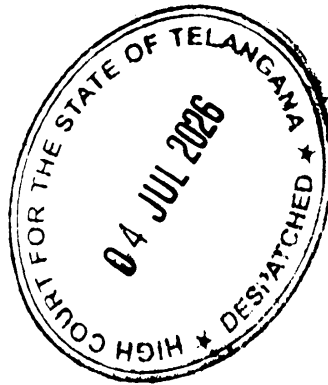
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HIGH COURT

DATED: 25/06/2026

ORDER

WP.No.19181 of 2026



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

(13) *lps*
4/7/26