



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 26TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

WRIT PETITION NO.100779 OF 2026 (GM-PDS)

BETWEEN:

SHRI VEERBHADRESHWAR VIDYUT MAGGAGAL
NEKARAR SAHAKARI SANGH NI., ASANGI,
REPRESENTED BY ITS SECRETARY,
PRAKASH S/O. VEERBASAPPA FAKIRPUR,
AGE. 55 YEARS, OCC. SECRETARY,
R/O. AT POST: ASANGI, TQ. RABAKAVI-BANAHATTI,
DIST. BAGALKOT-587311.

...PETITIONER

(BY SRI. PRASHANT MATHAPATI, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
R/BY PRINCIPAL SECRETARY,
DEPARTMENT OF FOOD, CIVIL SUPPLIES
AND CONSUMER AFFAIRS, VIKASA SOUDHA,
AMBEDKAR ROAD, BENGALURU-560 001.
2. THE COMMISSIONER,
DEPARTMENT OF FOOD, CIVIL SUPPLIES
AND CONSUMER AFFAIRS, CUNNINGHAM ROAD,
BENGALURU-560052.
3. THE JOINT DIRECTOR,
FOOD, CIVIL SUPPLIES AND
CONSUMER AFFAIRS DEPARTMENT,
BAGALKOT DISTRICT-587 101.





4. THE TAHSILDAR,
RABAKAVI-BANAHATTI TALUK,
BAGALKOT DISTRICT-587 101.
5. CHANDRADEVI MAHILA SWA-SAHAYA
SANGH NIYAMITHA, BANAHATTI,
REPRESENTED BY ITS PRESIDENT
RENUKA W/O. VIJAY MADDIMANI,
AGE. MAJOR, OCC. WORK,
R/O. ASHOK COLONY, RABAKAVI-BANAHATTI TALUK,
BAGALKOT DISTRICT-587 314.

...RESPONDENTS

(BY SRI. T. HANUMAREDDY, ADDL. GOVT. ADV. FOR R1 TO R4;
SRI. PRASHANT S.KADADEVAR, ADVOCATE FOR R5)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF CONSTITUTION OF INDIA, PRAYING TO 1. ISSUE A WRIT OF CERTIORARI, THAT THIS HON'BLE COURT BE PLEASED TO QUASHING THE ORDER PASSED BY THE RESPONDENT NO.3 IN BEARING NO: ANASA/HO.NYA.BAE.AM/VIVHA-135-2023-24/460 DATED: 29-11-2025 AT VIDE ANNEXURE-E, AND ALLOW THE APPLICATION ALONG WITH DOCUMENTS FILED BY THE PETITIONER'S SOCIETY VIDE AT ANNEXURE-C AND GRANT THE FAIR PRICE SHOP LICENCE IN HIS FAVOUR BY ALLOWING THE PRESENT WRIT PETITION IN THE INTEREST OF JUSTICE AND EQUITY. 2. ISSUE A WRIT OF CERTIORARI OR ANY OTHER APPROPRIATE WRIT, ORDER OR DIRECTION, TO THE RESPONDENT TO CONSIDER THE APPLICATION AND GRANT LICENCE TO THE PETITIONER. PASS SUCH OTHER AND FURTHER ORDERS AS THIS HON'BLE COURT DEEMS FIT TO PASS IN THE FACTS AND CIRCUMSTANCES OF THIS CASE, IN THE INTEREST OF JUSTICE AND EQUITY.

THIS WRIT PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI



ORAL ORDER

The present writ petition is filed seeking the following prayer:

"1. Issue a writ of certiorari, that this Hon'ble Court be pleased to quashing the order passed by the Respondent No.3 in bearing No: Anasa/Ho.nya.bae.am/Vivha-135-2023-24/460 dtd: 29-11-2025 at vide ANNEXURE-E, and allow the application along with documents filed by the Petitioner's society vide at ANNEXURE-C and grant the Fair Price Shop licence in his favour by allowing the present writ petition in the interest of justice and equity.

2. Issue a writ of certiorari or any other appropriate writ, order or direction, to the respondent to consider the application and grant licence to the petitioner. pass such other and further orders as this Hon'ble Court deems fit to pass in the facts and circumstances of this case, in the interest of justice and equity."

2. When the matter came up today, both learned AGA for respondents/State as well as the learned counsel for the respondent No.5 submit that the present writ petition is not maintainable, as the petitioner has an effective alternative remedy under Rule 17 of the Karnataka Essential Commodities (Public Distribution System) Control Order, 1992 (for short, 'PDS Control Order').



3. Learned counsel appearing for petitioner does not dispute the same. In that view of the matter, this Court proceeds to pass the following:

ORDER

- a) The writ petition is ***disposed of*** giving liberty to the petitioner to avail the appropriate remedy before the appellate authority under Rule 17 of the PDS Control Order.
- b) All pending I.As. in this petition shall stand closed.

**Sd/-
JUSTICE LALITHA KANNEGANTI**

JTR
CT: UMD
List No.: 1 Sl No.: 10