

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**



TUESDAY, THE SECOND DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 11391 OF 2023

Between:

Dudi Eswara Rao, S/o. Dudi Appala naidu, aged 49, R/o. H.No.58-2320/4, Reddy Street, Near Ramalayam, Old Butchirajupalem, Gopalapatnam (Rural), Gopalapatnam, Visakhapatnam - 530027

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Civil Supplies and Consumer Affairs, Secretariat buildings, Velagapudi, Amaravati, Guntur District.
2. The District Collector, Visakhapatnam District.
3. The Civil Supply Officer, Visakhapatnam District.
4. The Assistant Civil Supply Officer, Circle III, Gajuwaka, Visakhapatnam District.
5. Pinisetty Vijaya Lakshmi, P.Krishna Murthy, Aged 44, R/o. H.No.24-80-31, Sanath Nagar, Near Vinayaka Temple Nagar, Gajuwaka, Visakhapatnam - 530026
6. Pinisetty Yamini, D/o P.Krishna Murthy, Aged 27, R/o. H.No.24-80-31, Sanath Nagar, Near Vinayaka Temple Nagar, Gajuwaka, Visakhapatnam - 530026

...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 or direction more particularly one in the nature of WRIT OF MANDAMUS, declaring the action of the 2nd, 3rd and 4th respondents in not taking any action on the complaints of the 16.11.2020 and 20.09.2021 against the 5th and 6th respondents as contrary to law, illegal, arbitrary, violative of the principles of natural justice and consequently direct the respondent authorities

(a) To take action on the complaint of the petitioner and to cancel the white ration card of the 5th Respondent bearing No JAP038831100074. (b) To direct the respondent authorities to initiate penal action against the 5th and 6th respondents under the provisions of the Essential Commodities Act and IPC for furnishing false particulars/information to avail the benefits and schemes which are meant for BPL families, (c) To direct the respondent authorities to recover all the benefits that are illegally availed by the 5th and 6th respondents, including an amount of Rs.1,40,000/- which was received by the 6th respondent for reimbursement of Tuition fees for studying Engineering 2013- 17.

IA NO: 1 OF 2023

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 to take action against the 5th and 6th respondents by considering the complaints of the petitioner dated 16.12.2019, 16.11.2020 and 20.09.2021, pending disposal of WP 11391 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 upon hearing the arguments of Sri Dhanunjay Gonuguntla, Advocate for the Petitioner and of GP for Civil Supplies for Respondent Nos.1, 3 & 4, GP for Revenue for Respondent No.2, the Court made the following
ORDER:

"Learned counsel for the petitioner is permitted to take out personal notice to respondent Nos.5 and 6 through RPAD and file proof of service in the Registry.

Meanwhile, respondent Nos.3 and 4 are directed to consider the representation/complainant made by the petitioner on 20.09.2021.

Post after Summer Vacation, 2023."

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

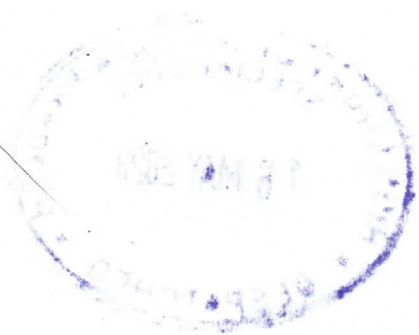
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SECTION OFFICER
REGISTRAR

To,

1. The Principal Secretary, Civil Supplies and Consumer Affairs, State of Andhra Pradesh, Secretariat buildings, Velagapudi, Amaravati, Guntur District.
2. The District Collector, Visakhapatnam District.
3. The Civil Supply Officer, Visakhapatnam District.
4. The Assistant Civil Supply Officer, Circle III, Gajuwaka, Visakhapatnam District.
5. Pinisetty Vijaya Lakshmi, P.Krishna Murthy, R/o. H.No.24-80-31, Sanath Nagar, Near Vinayaka Temple Nagar, Gajuwaka, Visakhapatnam - 530026
6. Pinisetty Yamini, D/o P.Krishna Murthy, R/o. H.No.24-80-31, Sanath Nagar, Near Vinayaka Temple Nagar, Gajuwaka, Visakhapatnam - 530026(1 to 6 by RPAD)
7. One CC to Sri. Dhanunjay Gonuguntla, Advocate [OPUC]
8. Two CCs to GP for Civil Supplies, High Court of Andhra Pradesh. [OUT]
9. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
10. One spare copy.

MSB



HIGH COURT

DR,J

DATED:02/05/2023

ORDER

POST AFTER SUMMER VACATION, 2023

WP.No.11391 of 2023

INTERIM DIRECTION

