

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23<sup>RD</sup> DAY OF DECEMBER, 2021

BEFORE

THE HON'BLE MR. JUSTICE P.S. DINESH KUMAR

WRIT PETITION No.13559 OF 2020

C/W

WRIT PETITIONS No.49849 OF 2019, 50227 OF 2019,  
50240 OF 2019, 51818 OF 2019, 6303 OF 2020,  
6863 OF 2020, 7503 OF 2020, 7748 OF 2020,  
7803 OF 2020, 7814 OF 2020, 7832 OF 2020,  
7834 OF 2020, 7868 OF 2020, 8039 OF 2020,  
8231 OF 2020, 8332 OF 2020, 8337 OF 2020,  
8877 OF 2020, 8901 OF 2020, 9362 OF 2020,  
9428 OF 2020, 9777 OF 2020, 9786 OF 2020,  
9806 OF 2020, 10108 OF 2020, 12275 OF 2020,  
13269 OF 2020, 13685 OF 2020, 14161 OF 2020,  
14773 OF 2020, 15003 OF 2020, 15344 OF 2020,  
15562 OF 2020, 141 OF 2021, 448 OF 2021,  
586 OF 2021, 905 OF 2021, 1325 OF 2021,  
1476 OF 2021, 2093 OF 2021, 3278 OF 2021  
3990 OF 2021, 4264 OF 2021, 4319 OF 2021  
4783 OF 2021, 5049 OF 2021, 5050 OF 2021,  
5084 OF 2021, 5114 OF 2021, 5135 OF 2021,  
5165 OF 2021, 5166 OF 2021, 5760 OF 2021,  
6827 OF 2021 AND 8954 OF 2021 (GM-PDS)

**IN W.P. No.13559 OF 2020**

**BETWEEN :**

SRI. MANMOHANKUMAR V.C  
S/O LATE CHANDREGOWDA V.D  
AGED ABOUT 34 YEARS  
R/AT VITTALAPURA  
BOCKINAKERE HOBLI

K.R.PETE TALUK  
MANDYA DISTRICT-571 426

... PETITIONER

(BY SHRI. SHARATH S. GOWDA, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
MINISTRY OF CIVIL SUPPLIES  
CONSUMER AFFAIRS AND  
LEGAL METROLOGY DEPARTMENT  
VIKASA SOUDHA  
AMBEDKAR VEEDHI  
BANGALORE-560 001
2. THE DEPUTY COMMISSIONER  
DEPARTMENT OF FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
D.C.OFFICE, MANDYA DISTRICT  
MANDYA-571 001
3. THE JOINT DIRECTOR  
DEPARTMENT OF FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
  
JOINT DIRECTOR'S OFFICE  
MANDYA DISTRICT  
MANDYA-571 001
4. THE TAHASILDAR  
K.R.PETE  
MANDYA DISTRICT  
PIN-562 117

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THAT AMENDMENT OF RULE/CLAUSE 13F KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION SYSTEM (CONTROL) ORDER 2016 VIDE NOTIFICATION DTD.20.5.2017 ISSUED BY THE R-1 IN SO FAR AS STIPULATING THAT THE AUTHORIZATION ON COMPASSIONATE TRANSFERS SHALL BE ONLY FOR A MAXIMUM PERIOD OF THREE YEARS AND THERE SHALL BE NO FURTHER

RENEWAL AS ILLEGAL AND ARBITRARY VIDE ANNEXURE-H AND ETC.

**IN W.P. No.49849 OF 2019**

**BETWEEN :**

SRI. B.N. DAYANANDA  
S/O LATE B.M. NARAYANAPPA  
AGED ABOUT 41 YEARS  
RESIDING AT BALLAGERE VILLAGE  
NAGAVALLI POST  
HEBBUR HOBLI  
TUMKUR DISTRICT-572 120

... PETITIONER

(BY SHRI. H.R. HARSHA KUMAR GOWDA, ADVOCATE)

**AND :**

1. THE DEPUTY COMMISSIONER  
FOOD & CIVIL SUPPLIES  
AND CONSUMER AFFAIRS DEPARTMENT  
TUMKURU DISTRICT  
TUMKUR-572 101
2. THE JOINT DIRECTOR (FOOD)  
FOOD & CIVIL SUPPLIES  
AND CONSUMER AFFAIRS DEPARTMENT  
2<sup>ND</sup> FLOOR, MINI VIDHANA SOUDHA  
TUMKURU DISTRICT  
TUMKURU-572 101
3. THE TAHSILDAR  
TUMKURU TALUK  
TUMKUR-572 101
4. FOOD INSPECTOR  
FOOD & CIVIL SUPPLIES  
AND CONSUMER AFFAIRS DEPARTMENT  
TUMKURU DISTRICT  
TUMKUR-572 101

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICIAL MEMORANDUM / ORDER DATED 04.09.2019 ISSUED BY THE R-2 PRODUCED AT ANNEXURE-E AND ETC.,

**IN W.P. No. 50227 OF 2019**

**BETWEEN :**

SRI SHEKAR L T  
S/O LATE THIMAPPA L  
AGED ABOUT 33 YEARS  
FAIR PRICE SHOP DEALER  
R/AT KOTE (SIRA TOWN)  
SIRA TALUK  
TUMKUR DISTRICT - 572 137

.. PETITIONER

(BY SHRI.NAGARAJA N NAIDU, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPLE SECRETARY  
FOOD AND CIVIL SUPPLIES AND  
LEGAL METROLOGY DEPARTMENT  
VIKASA SOUDHA  
BANGALORE - 560 001

2. THE DEPUTY COMMISSIONER  
TUMKUR DISTRICT  
TUMKUR - 572 101

3. THE JOINT DIRECTOR  
FOOD AND CIVIL SUPPLIES DEPARTMENT  
TUMKUR DISTRICT  
TUMKUR - 572 101

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED

OFFICIAL MEMORANDUM DATED 16.08.2019 ISSUED BY THE R-3  
PRODUCED AT ANNEX-E. AND ETC.,

**IN W.P. No. 50240 OF 2019**

**BETWEEN :**

SRI VINAY D S  
S/O LATE SATISH  
AGED ABOUT 34 YEARS  
RESIDING AT SONDEKERE  
HIRIYUR TALUK  
CHITRADURGA DISTRICT-577501

... PETITIONER

(BY SHRI. SIDDAPPA B.M, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY  
THE DEPARTMENT OF FOOD  
AND CIVIL SUPPLIES  
M.S.BUILDING, BENGALURU-560001

2. THE DEPUTY DIRECTOR  
THE DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
CHITRADURGA DISTRICT  
CHITRADURGA-577501

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227  
OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE  
ENDORSEMENT DATED 18.09.2019 PRODUCED AS ANNEX-D TO THE  
W.P.

**IN W.P. No. 51818 OF 2019**

**BETWEEN :**

H J GOVINDE GOWDA  
AGED ABOUT 32 YEARS

S/O. LATE H. B. JUNJE GOWDA  
R/O. J. HOSAHALLI VILLAGE  
HOSUR POST, GOWDAGERE HOBLI  
SHIRA TALUK, TUMKUR DISTRICT

... PETITIONER

(BY SHRI. SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES, VIKASA SOUDHA  
DR. B. R. AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER  
TUMKUR DISTRICT  
TUMKUR-572 101
3. THE DEPUTY DIRECTOR/JOINT DIRECTOR  
OF FOOD AND CIVIL SUPPLIES  
II FLOOR, MINI VIDHANA SOUDHA  
TUMKUR-572 101
4. THE THASILDAR  
SHIRA TALUK  
TUMKUR DISTRICT-572101

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF MANDAMUS  
TO THE R-3 TO CONSIDER THE APPLICATION DTD.6.11.2019  
PRODUCED AT ANENXURE-B FOR RENEWAL OF THE AUTHORIZATION  
FOR A FURTHER PERIOD AS REQUIRED UNDER CLUSE 7 AND 10 OF  
THE KEC (PDS) CONTROL ORDER 2016 AND ETC.,

**IN W.P. No. 6303 OF 2020**

**BETWEEN :**

L JAGADISH  
AGED ABOUT 34 YEARS  
ADOPTED SON OF KRISHNOJI RAO  
R/O LINGAPURA VILLAGE  
HONNALI TALUK  
DAVANAGERE DISTRICT - 577001

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BENGALURU - 560 001

2. THE JOINT DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
DAVANAGERE DISTRICT  
DAVANAGERE

3. THE THASILDAR  
HONNALI TALUK  
DAVANAGERE DISTRICT

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO STRUCK DOWN THE AMENDED  
CLAUSE 13 OF THE KEC (PDS) CONTROL ORDER, 2016 AMENDED ON  
10.06.2016 PUBLISHED IN THE KARNATAKA GAZETTE ON 13.06.2016  
AS PER ANNEXURE-D AND ETC.,

**IN W.P. No.6863 OF 2020**

**BETWEEN :**

H.R.BILLIAH POOJAR  
S/O LATE B.H.REVANNA  
AGED ABOUT 45 YEARS  
ALAGAWADI-577541  
CHITRADURGA TALUK  
CHITRADURGA

... PETITIONER

(BY SHRI. SWAMY SHIVA PRAKASH H, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL SUPPLIES  
VIKAS SOUDHA  
DR.B.R.AMBEDKAR VEEDHI  
BENGALURU-560001
2. THE DEPUTY COMMISSIONER  
CHITRADURGA DISTRICT  
CHITRADURGA-577501
3. THE DEPUTY DIRECTOR /JOINT DIRECTOR  
DEPARTMENT OF FOOD AND CIVIL SUPPLIES  
CHITRADURGA DISTRICT  
CHITRADURGA-577501
4. THE THASILDAR  
CHITRADURGA-577501  
CHITRADURGA TALUK

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THAT NOTIFICATION DATED 5.6.2017 AMENDING CLAUSE 13 OF THE KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION (CONTROL) (2ND AMENDMENT) ORDER 2017 SO FAR THE



RESTRICTION THAT NO FURTHER RENEWAL IS ALLOWED FOR SUCH TRANSFER IS CONCERNED, AS UNCONSTITUTIONAL AND VIOLATIVE OF ARTICLE 14 OF THE CONSTITUTION OF INDIA, PRODUCED AT ANNEXURE-E AND ETC.,

**IN W.P. No.7503 OF 2020**

**BETWEEN :**

SRI. H G YATHEESH  
S/O LATE H.B.GANGADHARAPPA  
AGED 32 YEARS  
R/O HATTIHALLI VILLAGE  
DANDINASHIVIRA HOBLI  
TURUVEKARE TALUK  
TUMAKURU DISTRICT-572215

... PETITIONER

(BY SHRI. M.B. CHANDRACHOODA, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
CONSUMER AFFAIRS AND LEGAL METROLOGY  
DEPARTMENT, M.S.BUILDING  
DR.AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER  
(FOOD CIVIL SUPPLIES AND  
CONSUMER AFFAIRS SECTION)  
2<sup>ND</sup> FLOOR, MINI VIDHANA SOUDHA  
TUMAKURU DISTRICT, TUMAKURU-572 101
3. THE JOINT DIRECTOR  
FOOD AND CIVIL SUPPLIES AND  
CONSUMER AFFAIRS  
2<sup>ND</sup> FLOOR, MINI VIDHANA SOUDHA  
TUMAKURU DISTRICT  
TUMAKURU-572 101
4. THE THASILDAR  
TURUVEKERE TALUK

TURUVEKERE  
TUMAKURU DISTRICT-572221

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD.24.2.2020 ISSUED BY R-3 VIDE ANNEXURE-D AND THE CIRCULAR NOTIFICATION DTD.10.6.2016 VIDE ANNEXURE-E NOTIFICATION DTD.20.5.2017 VIDE ANNEXURE-F AND ETC.,

**IN W.P. No. 7748 OF 2020**

**BETWEEN :**

UDAY KUMAR H.Y.  
S/O LATE YOGESH H M  
AGED ABOUT 27 YEARS  
R/O ANNECHAKANAHALLI VILLAGE  
KUNDUR POST, SANTHEBACHALLI HOBLI  
K R PETE TALUK  
MANDYA DISTRICT -571426  
RUNNING FAIR PRICE RETAIL SHOP AT  
ANNECHAKKANAHALLI VILLAGE

... PETITIONER

(BY SHRI.SHARATH S GOWDA, ADVOCATE)

[THROUGH VIDEO CONFERENCE]

**AND :**

1. STATE OF KARNATAKA  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIDHANASOUDHA, AMBEDKAR VEEDHI  
BENGALURU-560001  
REP BY ITS PRINCIPAL SECRETARY
2. THE DEPUTY COMMISSIONER  
DEPARTMENT OF FOOD, CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
MANDYA DISTRICT, MANDYA-571401

3. THE TAHSILDAR  
K R PETE TALUK, K R PETE  
MANDYA DISRICT PIN-571426 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THE AMENDMENT OF RULE/CLAUSE 13 OF KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION SYSTEM (CONTROL) ORDER, 2016, VIDE NOTIFICATION DATED 20.05.2017 IN FCS.17RPR 2011 ISSUED BY THE R-1 IN SO FAR AS STIPULATING THAT THE AUTHORIZATION ON COMPASSIONATE TRANSFERS SHALL BE ONLY FOR A MAXIMUM PERIOD OF THREE YEARS AND THERE SHALL BE NO FURTHER RENEWAL, AS ILLEGAL AND ARBITRARY, VIDE ANNEXURE-H AND ETC.,

**IN W.P. No. 7803 OF 2020**

**BETWEEN :**

ASHOKA L R  
S/O LATE RAMESH L K  
AGED ABOUT 32 YEARS  
R/O LAKSHMIPURA VILLAGE  
KIKKERI POST, KIKKERI HOBLI  
K R PETE TALUK  
MANDYA DISRICT-571426  
RUNNING FAIR PRICE RETAIL SHOP AT  
LAKSHMIPURA VILLAGE ... PETITIONER

(BY SHRI. SHARATH S GOWDA, ADVOCATE)

[THROUGH VIDEO CONFERENCE]

**AND :**

1. STATE OF KARNATAKA  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIDHANASOUDHA  
AMBEDKAR VEEDHI

BENGALURU-560001  
REP BY ITS PRINCIPAL SECRETARY

2. THE DEPUTY COMMISSIONER  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
MANDYA DISTRICT, MANDYA-571401

3. THE TAHSILDAR  
K R PETE TALUK, K R PETE  
MANDYA DISRICT PIN-571426

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THE AMENDMENT OF RULE/CLAUSE 13 OF KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION SYSTEM (CONTROL) ORDER 2016 VIDE NOTIFICATION DTD 20.5.2017 ISSUED BY THE R-1 IN SO FAR AS STIPULATING THAT THE AUTHORIZATION ON COMPASSIONATE TRANSFER SHALL BE ONLY FOR A MAXIMUM PERIOD OF THREE YEARS AND THERE SHALL BE NO FURTHER RENEWAL AS ILLEGAL AND ARBITRARY VIDE ANNEXURE-H AND ETC.,

**IN W.P. No. 7814 OF 2020**

**BETWEEN :**

SRI. D N HARISH  
S/O LATE D.K.NINGEGOWDA  
AGED 26 YEARS  
R/O DODDAGORAGHATTA VILLAGE  
TURUVEKERE TALUK  
TUMAKURU DISTRICT-572220

... PETITIONER

(BY SHRI.M.B.CHANDRACHOODA, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD, CIVIL SUPPLIES

CONSUMER AFFAIRS AND LEGAL METROLOGY  
DEPARTMENT, M.S.BUILDING  
DR AMBEDKAR VEEDHI  
BENGALURU-560 001

2. THE DEPUTY COMMISSIONER  
(FOOD CIVIL SUPPLIES AND  
CONSUMER AFFAIRS SECTION)  
2<sup>ND</sup> FLOOR, MINI VIDHANAN SOUDHA  
TUMAKURU DISTRICT, TUMAKURU-572 101
3. THE JOINT DIRECTOR  
FOOD AND CIVIL SUPPLIES AND  
CONSUMER AFFAIRS  
2<sup>ND</sup> FLOOR, MINI VIDHANA SOUDHA  
TUMAKURU DISTRICT, TUMAKURU-572 101
4. THE THASILDAR  
TURUVERERE TALUK  
TURUVEKERE  
TUMAKURU DISTRICT-572221 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227  
OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE  
ENDORSEMENT DTD.24.2.2020 ISSUED BY THE R-3 VIDE ANNEXURE-  
D AND THE CIRCULAR DTD.10.6.2016 VIDE ANNEXURE-E  
NOTIFICATION DTD.20.5.2017 VIDE ANNEXURE-F AND ETC.,

**IN W.P. No. 7832 OF 2020**

**BETWEEN :**

S.K.JYOTHI  
W/O M N NARENDRA BABU  
AGED ABOUT 42 YEARS  
R/O MARUVANAHALLI VILLAGE  
SINDGHATTA POST  
SELLNERE HOBLI, K R PETE TALUK  
MANDYA DISTRICT-571 426

RUNNING FAIR PRICE RETAIL SHOP AT  
MARUVANAHALLI VILLAGE

... PETITIONER

(BY SHRI. SHARATH S GOWDA, ADVOCATE)

[THROUGH VIDEO CONFERENCE]

**AND :**

1. STATE OF KARNATAKA  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIDHANA SOUDHA, AMBEDKAR VEEDHI  
BENGALURU-560001  
REP BY ITS PRINCIPAL SECRETARY
2. THE DEPUTY COMMISSIONER  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
MANDYA DISTRICT, MANDYA-571401
3. THE TAHSILDAR  
K R PETE TALUK  
K R PETE, MANDYA DISTRICT  
PIN-571426

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THE AMENDMENT OF RULE / CLAUSE 13 OF KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION SYSTEM (CONTROL) ORDER 2016, VIDE NOTIFICATION DATED 20.05.2017 IN NO.FCS.17RPR 2011 ISSUED BY THE R-1 IN SO FAR AS STIPULATING THAT THE AUTHORIZATION ON COMPASSIONATE TRANSFERS SHALL BE ONLY FOR A MAXIMUM PERIOD OF THREE YEARS AND THERE SHALL BE NO FURTHER RENEWAL, AS ILLEGAL AND ARBITRARY, VIDE ANNEXURE-H AND ETC.,

**IN W.P. No. 7834 OF 2020**

**BETWEEN :**

RUPA S R  
W/O B T SRINIVAS  
AGED ABOUT 46 YEARS  
R/O BALLEHALLI VILLAGE  
BALLEHALLI POST  
BALLEHALLI NYAYABELE ANGADI  
K R PETE TALUK  
MANDYA DISTRICT - 571426  
RUNNING FAIR PRICE RETAIL SHOP  
AT BALLEHALLI VILLAGE

... PETITIONER

(BY SHRI. SHARATH S GOWDA, ADVOCATE)

[THROUGH VIDEO CONFERENCE]

**AND :**

1. STATE OF KARNATAKA  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIDHANA SOUDHA, AMBEDKAR VEEDHI  
BENGALURU - 560001  
REP BY ITS PRINCIPAL SECRETARY

2. THE DEPUTY COMMISSIONER  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
MANDYA DISTRICT, MANDYA - 571401

3. THE TAHSILDAR  
KR PETE TALUK, K R PETE  
MANDYA DISTRICT PIN - 571426

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THE AMENDMENT OF RULE / CLAUSE 13 OF KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION SYSTEM (CONTROL) ORDER 2016, VIDE NOTIFICATION DATED 20.05.2017 IN NO.FCS.17RPR 2011

ISSUED BY THE R-1 IN SO FAR AS STIPULATING THAT THE AUTHORIZATION ON COMPASSIONATE TRANSFERS SHALL BE ONLY FOR A MAXIMUM PERIOD OF THREE YEARS AND THERE SHALL BE NO FURTHER RENEWAL, AS ILLEGAL AND ARBITRARY, VIDE ANNEXURE-H AND ETC.,

**IN W.P. No. 7868 OF 2020**

**BETWEEN :**

SRI D.P. RAGHUNADHAN  
S/O LATE PATTABI RAMASHETTY  
AGED ABOUT 33 YEARS  
R/AT SHETTIHALLI VILLAGE  
DEVALAPURA HOBLI, NAGAMANGALA TALUK  
MANDYA DISTRICT, MANDYA-571445

... PETITIONER

(BY SHRI.HARSHA KUMAR GOWDA H R, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKASA SOUDHA  
DR B.R. AMBEKDAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER  
DEPARTMENT OF FOOD AND CIVIL  
SUPLIES AND CONSUMER AFFAIRS  
MANDYA DISTRICT-571401
3. THE DEPUTY DIRECTOR  
FOOD AND CIVIL SUPLIES AND  
CONSUMER AFFAIRS DEPARTMENT  
MANDYA DISTRICT, MANDYA-571 401



4. THE TAHASILDAR  
NAGAMANGALA TALUK  
NAGAMANGALA-571401 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE AMENDMENT OF CLAUSE 13 OF THE KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION (CONTROL) ORDER, 2016 AND QUASH THE ENDORSEMENT DTD 20.05.2020 ISSUED BY THE R-3 VIDE ANNEX-E AND ETC.,

**IN W.P. No. 8039 OF 2020**

**BETWEEN :**

SMT. NAGAMANI L U  
D/O LATE UGRAPPA  
AGED ABOUT 26 YEARS  
R/AT LINGAPURA VILAGE  
KORA HOBLI, TUMKUR TALUK  
TUMKUR DISTRICT-572 101 ... PETITIONER

(BY SHRI.HARSHA KUMAR GOWDA H R, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REP BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKASA SOUDHA  
DR B.R.AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSISONER  
FOOD, CIVIL SUPPLIES AND  
CONSUMER AFFAIRS DEPARTMENT  
TUMKUR DISTRICT-572 101

3. THE JOINT DIRECTOR  
FOOD CIVIL SUPPLIES AND CONSUMER  
AFFAIRS DEPARTMENT  
2<sup>ND</sup> FLOOR, MINI VIDHANA SOUDHA  
TUMKUR DISTRICT-572 101

4. THE TAHASILDAR  
TUMKUR TALUK  
TUMKUR-572 101

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE AMENDMENT OF  
CLAUSE 13 OF THE KARNATAKA ESSENTIAL COMMODITIES PUBLIC  
DISTRIBUTION (CONTROL) ORDER 2016 AND QUASH THE  
ENDORSEMENT DTD.14.5.2020 ISSUED BY THE R-3 PRODUCED AT  
ANNEXURE-D AND ETC.,

**IN W.P. No.8231 OF 2020**

**BETWEEN :**

S N SWAMY  
AGED ABOUT 53 YEARS  
S/O. LATE NARASIMHA MURTHY  
R/O. HULIKUNTE VILLAGE  
AND KASABA HOBLI  
KORTAGERE TALUK  
TUMKUR DISTRICT-572101

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR.B.R.AMBEDKAR VEEDHI  
BENGALURU-560001

2. THE DEPUTY COMMISSIONER (FOOD)  
TUMKUR DISTRICT  
TUMKUR-572101

3. THE JOINT DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
TUMKUR DISTRICT  
TUMKUR-572101

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DTD.27.5.2020 ISSUED BY THE R-3 AT ANEXURE-D1 AND ETC.,

**IN W.P. No. 8332 OF 2020**

**BETWEEN :**

C N CHETAN  
AGED ABOUT 33 YEARS  
S/O LATE C M NINGEGOWDA  
OWNER OF FAIR PRICE DEPOT NO. 19  
R/O CHIKKABYADARAHALLI VILLAGE  
PANDAVAPURA TALUK  
MANDYA DISTRICT

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BENGALURU - 560001
2. THE DEPUTY COMMISSIONER (FOOD)  
MANDYA DISTRICT, MANDYA

3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES DEPARTMENT  
MANDYA DISTRICT  
MANDYA

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DTD.20.5.2020 ISSUED BY THE R-3 PRODUCED AT ANNEXURE-C AND  
ETC.,

**IN W.P. No.8337 OF 2020**

**BETWEEN :**

SMT. BHAGYALAXMAMMA  
AGED ABOUT 54 YEARS  
W/O LATE B B NAGARAJU  
R/O BASAVANA MATHIKERE  
KUNIGAL TALUK  
TUMKUR DISTRICT

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BENGALURU-560001
2. THE DEPUTY COMMISSIONER (FOOD)  
TUMKUR DISTRICT  
TUMKUR
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES DEPARTMENT

TUMKUR DISTRICT  
TUMKUR

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI OR SIMILAR WRIT OR ORDER OF DIRECTION TO QUASH THE ENDORSEMENT DATED 28.05.2020 ISSUED BY THE THIRD RESPONDENT IN NO.FSD/FPD/CR 03/2016-17 AT ANNEXURE-D AND ETC.,

**IN W.P. No.8877 OF 2020**

**BETWEEN :**

A S BHARATH  
AGED 31 YEARS  
S/O LATE A.S.SHIVANNA  
R/O OLD SANTHE BEEDHI  
KASABA HOBLI  
ALUR TOWN AND TALUK  
HASSAN DISTRICT-573201

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B.R.AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER (FOOD)  
HASSAN DISTRICT, HASSAN-573201
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES

HASSAN DISTRICT,  
HASSAN-573201

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO i)ISSUE A WRIT OF CERTIORARI OR SIMILAR WRIT ORDER OR DIRECTION TO QUASH THE ENDORSEMENT DATED 12/06/2020 ISSUED BY THE THIRD RESPONDENT IN NO.G.HA/FPD/08/2017-18 AT ANNEXURE-D AND ETC.,

**IN W.P. No.8901 OF 2020**

**BETWEEN :**

KUM POOJAREDDY B V  
D/O B VENKATAREDDY  
AGED ABOUT 21 YEARS  
R/AT POLANAYAKANAPALLI VILLAGE  
MITTEMARI HOBLI, BAGEPALLI TALUK  
CHIKBALLAPURA DISTRICT-562101

... PETITIONER

(BY SHRI. M B CHANDRACHOODA, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
CONSUMER AFFAIRS AND LEGAL  
METROLOGY DEPARTMENT  
M.S. BUILDING, DR AMBEDKAR VEEDHI  
BENGALURU-560001
2. THE DEPUTY COMMISSIONER  
(FOOD, CIVIL SUPPLIES AND  
CONSUMER AFFAIRS SECTION)  
CHIKKABALLAPURA  
CHIKKABALLAPURA DISTRICT-562101
3. THE DEPUTY DIRECTOR  
FOOD AND CIVIL SUPPLIES AND

CONSUMER AFFAIRS  
CHIKKABALLAPURA  
CHIKKABALLAPURA DISTRICT-562101

4. THE THASILDAR  
CHIKKABALLAPURA  
CHIKKABALLAPURA TALUK  
CHIKKABALLAPURA DIST-562101 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DATE 04-07-2020, BEARING NO.CSD/CRCJ 04/16/16-17, ISSUED BY RESPONDENT NO.3 VIDE ANNEXURE-C AND THE CIRCULAR DARED 10-06-2016, BEARING NO. FCS 17/RPR/2011(1), BENGALURU, VIDE ANNEXURE-E NOTIFIATION DATED 20-05-2017 BEARING NO FCS/17/RPR/2011, BENGALURU, VIDE ANNEXURE-F, BY ISSUE OF WRIT OF CERTIORARI AND ETC.,

**IN W.P. No.9362 OF 2020**

**BETWEEN :**

1. D M SHANKARALINGAIAH  
AGED ABOUT 41 YEARS  
S/O. MARIANNA
2. ESHWARAYYA  
AGED ABOUT 38 YEARS  
S/O.KARIAPPA
3. J.KANTHARAJU  
AGED ABOUT 31 YEARS  
S/O.JAYANNA
4. G.MANOJ KUMAR  
AGED ABOUT 23 YEARS  
S/O. GURU SHANTHAIAH
5. D.K.RANGASWAMY  
AGED ABOUT 36 YEARS  
S/O. KENCHAPPA

ALL ARE RESIDENTS OF  
DASEGOWDANAHATTY VILLAGE  
BARAKANAHAL POST, HULIAR HOBLI  
CHIKKANAYAKANAHALLI TALUK  
TUMKUR DISTRICT-572218

... PETITIONERS

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR.B.R.AMBEDKAR VEEDHI  
BENGALURU-560001
2. THE JOINT DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
TUMKUR DISTRICT  
TUMKUR-572101
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
TUMKUR DISTRICT  
TUMKUR-572101
4. THE SECRETARY  
V.S.S.N. LIMITED  
HULIYAR VILLAGE AND  
KASABA HOBLI  
CHIKKANAYAKANAHALLI TALUK  
TUMKUR DISTRICT-572218

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO DECLARE THAT THE AMENDED  
ORDER 6 OF THE KEC (PDS) CONTROL ORDER, 2016 UNDER  
NOTIFICATION DATED 10.06.2016 ISSUED BY THE R-1 PRODUCED AT  
ANNEXURE-C IS UNCONSTITUTIONAL AND ETC.,



**IN W.P. No. 9428 OF 2020**

**BETWEEN :**

SHASHISHANKAR S  
AGEDA BOUT 32 YEARS  
S/O LATE SHIVASHANKARAPPA  
R/O ALUR VILLAGE AND KASABA HOBLI  
MADDUR TALUK  
MANDYA DISTRICT-571 433

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER (FOOD)  
MANDYA DISTRICT  
MANDYA-571 401
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES DEPARTMENT  
MANDYA DISTRICT  
MANDYA

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DATED 03.07.2020 ISSUED BY THE R-3 PRODUCED AT ANNEXURE-B  
AND ETC.,

**IN W.P. No.9777 OF 2020**

**BETWEEN :**

CHANDRASHEKAR H C  
AGED ABOUT 37 YEARS  
S/O LATE H K CHIKKE GOWDA  
R/O ATTAVARA HOSAHALLI VILLAGE  
DUDDA HOBLI, HASSAN TALUK  
HASSAN - 573 118

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BANGALORE - 560 001
2. THE DEPUTY COMMISSIONER (FOOD)  
HASSAN DISTRICT  
HASSAN
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
HASSAN DISTRICT  
HASSAN

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICIAL  
MEMORANDUM DATED 03.08.2020 ISSUED BY THE R-3 AS PER  
ANNEXURE-B AND ETC.,

**IN W.P. No.9786 OF 2020**

**BETWEEN :**

MR. R. VENKATESH  
S/O LATE T.N RAMU  
AGED ABOUT 40 YEARS  
34/7, JAI MARUTHI NAGARA  
3<sup>RD</sup> CROSS NANDHINI LAYOUT  
BENGALURU- 96

... PETITIONER

(BY SHRI.H.MALATESH, ADVOCATE)

**AND :**

1. THE COMMISSIONER  
FOR FOOD AND CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
CUNNINGHAM ROAD  
BANGALORE 560001
2. THE DEPUTY DIRECTOR FOOD  
AND CIVIL SUPPLIES AND  
CONSUMER AFFAIRS  
BENGALURU URBAN DISTRICT  
BENGALURU- 09
3. THE TAHASILDAR  
BANGALURU NORTH TQ  
BENGALURU- 01
4. THE DEPUTY COMMISSIONER  
BENGALURU URBAN DISTRICT  
BENGALURU-01
5. STATE OF KARNATAKA  
MINISTRY OF FOOD AND CIVIL SUPPLIES  
VIDHANA SOUDHA  
BANGALORE- 01

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ISSUED BY THE R-2 DTD.28.8.2020 PRODUCED AS ANENXURE-A AND ETC.,

**IN W.P. No.9806 OF 2020**

**BETWEEN :**

K R SANTOSH  
AGED ABOUT 42 YEARS  
S/O LATE K S RANGANATH SHETTY  
R/O KRS TEMPLE STREET  
MULBAGAL TOWN, MULBAGAL  
KOLAR DISTRICT - 563 131  
... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BANGALORE - 560 001
2. THE DEPUTY COMMISSIONER (FOOD)  
KOLAR DISTRICT  
KOLAR
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
KOLAR DISTRICT  
KOLAR  
... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DATED 19.08.2020 ISSUED BY THE R-3 IN HIS ORDER PRODUCED AT ANNEXURE-B AND ETC.,

**IN W.P. No. 10108 OF 2020**

**BETWEEN :**

HEMANTH K N  
AGED ABOUT 25 YEARS  
S/O LATE NAGAPPA T  
FPD NO.75  
R/O KAIDAALA VILLAGE  
GOOLURU POST AND HOBLI  
TUMKUR TALUK AND DISTRICT-572101 ... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B.R AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER (FOOD)  
TUMKUR DISTRICT  
TUMKUR-572101
3. THE JOINT DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
TUMKUR DISTRICT  
TUMKUR-572101 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DATED 02.09.2020 ISSUED BY THE R-3 PRODUCED AT ANNEXURE-B  
AND ETC.,

**IN W.P. No.12275 OF 2020**

**BETWEEN :**

RAKESH N V  
AGED ABOUT 34 YEARS  
S/O LATE VENKATESHAIAH N T  
R/O D NAGENAHALLI VILLAGE  
KORTAGERE TALUK  
TUMKUR-572101

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B.R AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER (FOOD)  
TUMKUR DISTRICT  
TUMKUR-572101
3. THE JOINT DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
TUMKUR DISTRICT  
TUMKUR-572101

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DTD.12/14.10.2020 ISSUED BY THE R-3 AS PER ANNEXURE-C AND  
ETC.,

**IN W.P. No.13269 OF 2020**

**BETWEEN :**

SRI. JEEVAN B K  
S/O. LATE B. H. KRISHNAPPA  
AGED ABOUT 26 YEARS  
R/AT ANJANADRI NILAYA  
VISHVESHWARAIAH LAYOUT  
CHIKKABANAVARA  
BENGALURU-560 090

... PETITIONER

(BY SHRI. M B CHANDRACHOODA, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
CONSUMER AFFAIRS AND LEGAL  
METROLOGY DEPARTMENT  
M.S. BUILDING, DR. AMBEKDAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER  
(FOOD, CIVIL SUPPLIES AND CONSUMER  
AFFAIRS SECTION)  
BENGALURU DISTRICT  
BENGALURU-560 001
3. THE DEPUTY DIRECTOR  
FOOD AND CIVIL SUPPLIES AND  
CONSUMER AFFAIRS  
BENGALURU DISTRICT  
BENGALURU-560 009
4. THE THASILDAR  
BENGALURU NORTH TALUK  
BENGALURU-560 009

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DATED 07.11.2020 ISSUED BY R-3 VIDE ANNEXURE-C AND THE CIRCULAR DATED 10.06.2016, ANNEXURE-E, NOTIFICATION DATED 20.05.2017 VIDE ANNEXURE-F ISSUED BY R-1 AND ETC.,

**IN W.P. No. 13685 OF 2020**

**BETWEEN :**

SMT. RENUKA  
AGED ABOUT 48 YEARS  
W/O LATE JAGADEESH H.D.  
R/O.HARNAHALLI VILLGE  
KASABA HOBLI, ARSIKERE TALUK  
HASSAN DISTRICT-573214

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES, VIKAS SOUDHA  
DR.B.R.AMBEDKAR VEEDHI  
BANGALORE 560001
2. THE DEPUTY COMMISSIONER (FOOD)  
HASSAN DISTRICT  
HASSAN-573214
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
HASSAN DISTRICT  
HASSAN-573214

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD.26.9.2020 ISSUED BY THE R-3 AT ANNEX-B AND ETC.,



**IN W.P. No.14161 OF 2020**

**BETWEEN :**

SMT. M VARSHINI  
W/O LATE MUCCHANDIAH  
AGED ABOUT 23 YEARS  
R/O YALACHAVADI VILLAGE  
MARALAVADI HOBLI  
KANAKAPURA TALUK  
RAMNAGARA DISTRICT-562159

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMETN OF FOOD AND  
CIVIL SUPPLIES, VIKASA SOUDHA  
DR B R AMBEDKAR VEEDHI  
BANGALORE-560001
2. THE DEPUTY COMMISSIONER(FOOD)  
RAMANAGARA DISTRICT  
RAMANAGARA-562159
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
RAMNAGAR DISTRICT  
RAMNAGAR-562159

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICIAL  
MEMORANDUM DATED 10.11.2020 ISSUED BY THE THIRD  
RESPONDENT AS PER ANNEXURE-B AND ETC.,

**IN W.P. No.14773 OF 2020**

**BETWEEN :**

SRI. SURESH. P. C.  
S/O. LATE CHANNEGOWDA  
AGED ABOUT 35 YEARS  
RESIDING AT PURRADAKOPPALU VILLAGE  
DUDDA HOBLI, MANDYA TALUK  
MANDYA DISTRICT-571 401

... PETITIONER

(BY SHRI.HARSHA KUMAR GOWDA H R, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKASA SOUDHA  
DR. B. R. AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER  
FOOD, CIVIL SUPPLIES AND  
CONSUMER AFFAIRS DEPARTMENT  
MANDYA DISTRICT-571 401
3. THE DEPUTY DIRECTOR  
FOOD, CIVIL SUPPLIES AND  
CONSUMER AFFAIRS DEPARTMENT  
MANDYA DISTRICT-571 401
4. THE JOINT DIRECTOR  
FOOD, CIVIL SUPPLIES AND  
CONSUMER AFFAIRS DEPARTMENT  
MANDYA DISTRICT-571 401
5. TAHASILDAR  
MANDYA TALUK  
MANDYA-571 401

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE AMENDMENT OF CLAUSE 13 OF THE KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION (CONTROL) ORDER 2016 IN SO FAR AS THE RESTRICTIONS FOR RENEWAL OF AUTHORIZATION GRANTED ON COMPASSIONATE GROUNDS AND ETC.,

**IN W.P. No.15003 OF 2020**

**BETWEEN :**

SRI K N SRINATH  
S/O LATE K N NARASIMIAH SHETTY  
AGED ABOUT 42 YEARS  
R/OF RAJAKALLAHALLI VILLAGE  
VEMGAL HOBLI  
KOLAR TALUK AND DISTRICT  
KOLAR-563101 ... PETITIONER

(BY SHRI.PAPIREDDY G, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIKAS SOUDHA, DR AMBEDKAR VEEDHI  
BENGALURU-560001  
REP BY ITS SECRETARY
2. THE DEPUTY DIRECTOR  
DEPARTMENT OF FOOD AND CIVIL SUPPLIES  
KOLAR DISTRICT  
KOLAR-563101 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DATED 21.11.2020 ISSUED BY THE R-2 VIDE ANNEXURE-D AND ETC.,

**IN W.P. No.15344 OF 2020**

**BETWEEN :**

SYED AZGAR AHMED  
AGED ABOUT 41 YEARS  
S/O LATE SYED MAZAR PASHA  
RESIDENT OF DABBAHALLI VILLAGE  
B G PURA HOBLI, MALAVALLI TALUK  
MANDYA DISTRICT

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BANGALORE-560001
2. THE DEPUTY COMMISSIONER (FOOD)  
MANDYA DISTRICT  
MANDYA-571401
3. THE JOINT DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
MANDYA DISTRICT  
MANDYA-571401

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DTD.9.12.2020 ISSUED BY THE R-3 PRODUCED AT ANNEXURE-B AND  
ETC.,

**IN W.P. No.15562 OF 2020**

**BETWEEN :**

SMT PRAMILA  
AGED ABOUT 39 YEARS  
W/O LATE ASWATHNARAYANA  
RESIDENT OF CHIKKENAHALLI VILLAGE  
RAMANAGARA TALUK  
RAMANAGARA DISTRICT

... PETITIONER

(BY SHRI.SHIVARAMU H.C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BANGALORE-560001
2. THE DEPUTY COMMISSIONER (FOOD)  
RAMANAGARA DISTRICT  
RAMANAGARA
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
RAMANAGARA DISTRICT  
RAMANAGARA

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DTD.14.12.2020 ISSUED BY THE R-3 PRODUCED AT ANNEXURE-B AND  
ETC.,

**IN W.P. No.141 OF 2021**

**BETWEEN :**

SMT. K. JAYAMMA  
W/O LATE S GURU  
AGED 61 YEARS  
NO.4030/1, 12<sup>TH</sup> CROSS  
GANDHINAGAR  
MANDYA-571 415

... PETITIONER

(BY SHRI.JEEVAN KUMAR B S, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY  
DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES  
DEPARTMENT OF CONSUMER AFFAIRS  
AND LEGAL METROLOGY  
M S BUILDING, DR AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE COMMISSIONER  
DEPARTMENT OF FOOD AND CIVIL SUPPLIES  
MARKETING FEDERATION BUILDING  
CUNNINGHAM ROAD  
BENGALURU-560052
3. THE DEPUTY COMMISSIONER  
FOOD AND CIVIL SUPPLIES AND  
CONSUMER AFFAIRS SECTION  
MANDYA DISTRICT  
MANDYA-571401
4. THE JOINT DIRECTOR  
FOOD AND CIVIL SUPPLIES AND  
CONSUMER AFFAIRS  
MANDYA DISTRICT  
MANDYA-571401

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE NOTIFICATION DATED 05.06.2017 IN SO FAR AS IT PERTAINS TO AMENDED CLAUSE 13 LIMITING THE AUTHORISATION FOR MAXIMUM PERIOD OF THREE YEARS OF THE KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION (CONTROL) ORDER 2016 ISSUED BY THE R1 PRODUCED AT ANNEXURE-B AND ETC.,

**IN W.P. No.448 OF 2021**

**BETWEEN :**

SMT L V MEENAKSHI  
AGED ABOUT 49 YEARS  
W/O LATE L PUTTARAJU  
R/O KAVANAPURA VILLAGE  
RAMNAGAR TALUK  
RAMNAGAR DISTRICT

... PETITIONER

(BY SHRI. SHIVARAMU H C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BANGALORE-560001
2. THE DEPUTY COMMISSIONER (FOOD)  
RAMANAGAR DISTRICT  
RAMNAGAR-571321
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
RAMNAGAR DISTRICT  
RAMNAGAR-571321

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD. 02.01.2021 ISSUED BY THE R-3 PRODUCED AT ANNX-B. AND ETC.,

**IN W.P. No.586 OF 2021**

**BETWEEN :**

SRI H G RAMESH  
S/O T GOVINDAPPA  
AGED ABOUT 38 YEARS  
R/O HALLIMALLAPURA VILLAGE  
CHANNAGIRI TALUK-577 544  
DAVANAGERE DISTRICT ... PETITIONER

(BY SHRI. SIDDAPPA B M, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY  
THE DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
M S BUILDING, BENGALURU-560001
2. THE COMMISSIONER  
THE DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
CUNNING HAM ROAD  
BENGALURU-560052
3. THE JOINT DIRECTOR  
THE DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
DAVANAGERE-577502 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)



THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT ISSUED BY R3 DATED 01.01.2021 PRODUCED AS ANNEXURE-B TO THE WRIT PETITION AND ETC.,

**IN W.P. No.905 OF 2021**

**BETWEEN :**

SMT. VENKATAMMA  
W/O LATE K P YELLAPPA  
AGED ABOUT 60 YEARS  
R/A KARPUR VILLAGE  
KASABA HOBLI, ANEKAL TALUK  
BANGALORE URBAN-562106 ... PETITIONER

(BY SHRI. DUSHYANTH ARADHYA H C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIDHANA SOUDHA, AMBEDKAR VEEDHI  
BENGALURU-560001  
REP BY ITS PRINCIPAL SECRETARY
2. THE DEPUTY COMMISSIONER  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
BANGALORE URBAN DISTRICT  
BANGALORE-560001 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DECLARE THE AMENDMENT OF RULE/CLAUSE 13 OF KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION SYSTEM (CONTROL) ORDER 2016, VIDE NOTIFICATION DATED 20.05.2017 ANNEXURE-F ISSUED BY THE R-1 IN SO FAR AS STIPULATING THAT THE AUTHORIZATION

ON COMPENSATION TRANSFERS SHALL BE ONLY FOR A MAXIMUM PERIOD OF THREE YEARS AND THERE SHALL BE NO FURTHER RENEWAL, AS ILLEGAL AND ARBITRARY AND ETC.,

**IN W.P. No.1325 of 2021**

**BETWEEN :**

C V SEENEGOWDA  
AGED ABOUT 25 YEARS  
S/O LATE G.VEERABHADRE GOWDA  
(WRONGLY MENTIONED AS E.VEERABHADRE  
GOWDA IN THE ENDORSEMENT  
DATED 04-09-2020)  
R/O CHALDIGANAHALLI VILLAGE  
SRINIVASAPURA TALUK  
KOLAR DISTRICT

... PETITIONER

(BY SHRI.SHIVARAMU H C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES, VIKAS SOUDHA  
DR.B.R.AMBEDKAR VEEDHI  
BANGALORE-560001
2. THE DEPUTY COMMISSIONER (FOOD)  
KOLAR DISTRICT  
KOLAR
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
KOLAR DISTRICT  
KOLAR

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD 04.09.2020 ISSUED BY THE R-3 VIDE ANNEX-B. AND ETC.,

**IN W.P. No. 1476 of 2021**

**BETWEEN :**

SRI PUNITH KUMAR T R  
S/O LATE H T RAMEGOWDA  
AGED 34 YEARS  
R/O DEVARAMAVINAKERE VILLAGE  
BELLUR HOBLI  
NAGAMANGALA TALUK  
MANDYA DISTRICT-571425

... PETITIONER

(BY SHRI. M B CHANDRACHOODA, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
CONSUMER AFFAIRS AND LEGAL  
METROLOGY DEPARTMENT  
M S BUILDING, DR AMBEDKAR VEEDHI  
BENGALURU-560001
2. THE DEPUTY COMMISSIONER  
(FOOD, CIVIL SUPPLIES AND  
CONSUMER AFFAIRS SECTION)  
MANDYA DISTRICT, MANDYA-571425
3. THE JOINT DIRECTOR  
FOOD, CIVIL SUPPLIES AND  
CONSUMER AFFAIRS  
MANDYA DISTRICT  
MANDYA-571425

4. THE THASILDAR  
NAGAMANGALA TALUK  
MANDYA DIST-571432

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD.29.12.2020 ISSUED BY THE R-3 VIDE ANNEXURE-C AND THE CIRCULAR DTD.10.6.2016 VIDE ANNEXURE-E AND F AND ETC.,

**IN W.P. No. 2093 OF 2021**

**BETWEEN :**

POORNIMA STORES  
REP BY ITS SECRETARY  
SRI T L DINESH  
S/O LATE G K LAXMAN  
AGED ABOUT 39 YEARS  
FAIR PRICE SHOP NO.R/AT NO.18/11  
LAXMANPURI, GANDHINAGAR  
BANGALORE-560009

... PETITIONER

(BY SHRI.NAGARAJA N NAIDU, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPLE SECRETARY  
FOOD AND CIVIL SUPPLIES AND  
LEGAL METROLOGY DEPARTMENT  
VIKASA SOUDHA  
BANGALORE -560001
2. THE DEPUTY DIRECTOR  
FOOD AND CIVIL SUPPLIES DEPARTMENT  
BANGALORE NORTH RANGE  
MALLESHWARAM, VYALIKAVAl  
BANGALORE-560003

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED OFFICIAL MEMORANDUM DATED 31.12.2020 ISSUED BY THE SECOND RESPONDENT IN HIS NUMBER PRODUCED AT ANNEXURE-C AND ETC.,

**IN W.P. No. 3278 OF 2021**

**BETWEEN :**

SRI. REVANNA. S. S.  
S/O LATE SAMPANGAPPA  
AGED ABOUT 50 YEARS  
FAIR PRICE SHOP NO 16  
R/AT SINGASANDRA  
BEGURU HOBLI  
BANGALORE SOUTH TALUK

... PETITIONER

(BY SHRI.NAGARAJA N NAIDU, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPLE SECRETARY  
FOOD AND CIVIL SUPPLIES AND  
LEGAL METROLOGY DEPARTMENT  
VIKASA SOUDHA, BANGALORE 560009

2. THE DEPUTY DIRECTOR  
FOOD AND CIVIL SUPPLIES DEPARTMENT  
BANGALORE URBAN DIST  
BANGALORE 560009

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED ENDORSEMENT DTD.1.10.2020 ISSUED BY THE R-2 PRODUCED AT ANNEXURE-D AND ETC.,

**IN W.P. No. 3990 OF 2021**

**BETWEEN :**

SMT. D N MANJULA  
AGED ABOUT 49 YEARS  
W/O LATE B L PRABHAKAR  
R/O BHUHALLI VILLAGE  
KADAHALLI POST, SATHANUR HOBLI  
KANAKAPURA TALUK  
RAMANAGARA DISTRICT-562126

... PETITIONER

(BY SHRI. SHIVARAMU H C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BANGALORE 560001
2. THE DEPUTY COMMISSIONER  
RAMANAGARA DISTRICT  
RAMANAGARA
3. THE DEPUTY DIRECTOR OF FOOD  
AND CIVIL SUPPLIES  
RAMANAGARA DISTRICT  
RAMANAGARA

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DATED 17.02.2021 ISSUED BY THE R-3 AT ANNEXURE-B AND ETC.,

**IN W.P. No. 4264 OF 2021**

**BETWEEN :**

SRI R RAJA MUTHU  
S/O LATE RAJAGOPALA NAIDU  
AGED ABOUT 55 YEARS  
R/AT NO.2, RIGHT SIDE  
NMC 1<sup>ST</sup> CROSS  
NEAR BABY ICE FACTORY  
BHADRAVATHI-577302  
SHIVAMOGGA DISTRICT

... PETITIONER

(BY SHRI. SIDDAPPA B M, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY  
THE DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
M S BUILDING, BENGALURU-560 001
2. THE COMMISSIONER  
THE DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
CUNNING HAM ROAD  
BENGALURU-560 052
3. THE JOINT DIRECTOR  
THE DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
SHIVAMOGGA

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227  
OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE  
ENDORSEMENT DTD.5.2.2021 ISSUED BY THE R-3 PRODUCED AS  
ANNEXURE-B TO THE W.P. AND ETC.,

**IN W.P. No. 4319 OF 2021**

**BETWEEN :**

SRI T M RAVI  
S/O LATE MANGALIAH @ RANGAIAH  
AGED ABOUT 28 YEARS  
R/O 2<sup>ND</sup> WARD, TIRUMALA  
MAGADI TOWN  
RAMANAGARA DISTRICT-562120

... PETITIONER

(BY SHRI.SAGAR, B B ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
DEPARTMENT OF FOOD AND CIVIL SUPPLIES  
VIKASA SOUDHA, DR AMEDKAR VEEDHI  
BANGALORE-560001  
REPRESENTED BY ITS SECRETARY
2. THE DEPUTY COMMISSIONER  
OFFICE OF THE DEPUTY COMMISSIONER  
(FOOD SECTION)  
RAMNAGARA DISTRICT  
RAMANAGARA-560001
3. THE DEPUTY DIRECTOR  
FOOD AND CIVIL SUPPLIES  
VIKASA SOUDHA  
DR AMBEDKAR VEEDHI  
BANGALORE-560001

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227  
OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED  
ENDORSEMENT DTD.14.12.2020 ISSUED BY THE R-2 VIDE  
ANNEXURE-E AND ETC.,



**IN W.P. No. 4783 of 2021**

**BETWEEN :**

SRI N S NITHIN  
S/O LATE N.SATYANARAYANA SETTY  
AGED ABOUT 34 YEARS  
RESIDING AT AKKIPET  
SHIRALAKOPPA, SHIKARIPURA TALUK  
SHIMOGA-577428

... PETITIONER

(BY SHRI. HARSHA KUMAR GOWDA H R, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL SUPPLIES  
VIKASA SOUDHA, DR.B.R.AMBEDKAR VEEDHI  
BENGALURU 560001
2. THE DEPUTY COMMISSIONER  
FOOD, CIVIL SUPPLIES AND  
CONSUMER AFFAIRS DEPARTMENT  
SHIMOGA DISTRICT-577301
3. THE DEPUTY DIRECTOR  
FOOD CIVIL SUPPLIES AND  
CONSUMER AFFAIRS DEPARTMENT  
SHIMOGA DISTRICT-577301
4. THE JOINT DIRECTOR  
FOOD CIVIL SUPPLIES AND  
CONSUMER AFFAIRS DEPARTMENT  
SHIMOGA DISTRICT-577301
5. TAHASILDAR  
SHIKARIPURA TALUK  
SHIMOGA DISTRICT-577301

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE AMENDMENT OF CLAUSE 13 OF THE KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION (CONTROL) ORDER, 2016 IN SO FAR AS RESTRICTIONS FOR RENEWAL OF AUTHORIZATION GRANTED ON COMPASSIONATE GROUNDS AND ETC.,

**IN W.P. No. 5049 OF 2021**

**BETWEEN :**

SRI. G. ANIL KUMAR  
S/O LATE D GOPAL  
AGED ABOUT 43 YEARS  
R/AT DURGIGUDI KERI  
SHIVAMOGGA-577211

... PETITIONER

(BY SHRI. BASAVARAJ T, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY  
THE DEPARTMENT OF FOOD AND  
CIVIL SUPPLIES AND CONSUMER  
AFFAIRS, M S BUILDING  
BENGALURU-560 001

2. THE COMMISSIONER  
THE DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
CUNNINGHAM ROAD  
BENGALURU-560 052

3. THE JOINT DIRECTOR  
THE DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
SHIVAMOGGA-577211

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD 24.02.2021 ISSUED BY THE R-3 VIDE ANNEX-B AND ETC.,

**IN W.P. No.5050 OF 2021**

**BETWEEN :**

SMT. SAHEEDA BEGUM  
W/O LATE MOHAMMED USMAN  
AGED ABOUT 45 YEARS  
R/AT JAIBHARATH STORES  
TANKBUND ROAD  
SHIVAMOGGA-577211

... PETITIONER

(BY SHRI. BASAVARAJ T, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY  
THE DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
M S BUILDING  
BENGALURU-560 001

2. THE COMMISSIONER  
THE DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
CUNNINGHAM ROAD  
BENGALURU-560 052

3. THE JOINT DIRECTOR  
THE DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
SHIVAMOGGA-577211

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD 24.02.2021 ISSUED BY THE R-3 VIDE ANNEX-B AND ETC.,

**IN W.P. No. 5084 OF 2021**

**BETWEEN :**

R. C. VIJAYA KUMAR  
S/O. LATE R. N. CHANNAPPA  
AGED ABOUT 36 YEARS  
R/AT BHADRAPURA VILLAGE  
SHIKARIPURA TALUK-577 427  
SHIMOGA DISTRICT

... PETITIONER

(BY SHRI. SRIKANTH PATIL K, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS SECRETARY  
DEPT. OF FOOD AND CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIKASA SOUDHA  
DR. B. R. AMBEDKAR VEEDHI  
BENGALURU-560 001
2. THE DEPUTY COMMISSIONER  
DEPT. OF FOOD AND CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
SHIMOGA DISTRICT-577 201
3. THE DEPUTY DIRECTOR  
DEPT. OF FOOD AND CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
SHIMOGA DISTRICT-577 201
4. THE JOINT DIRECTOR  
DEPT. OF FOOD AND CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
SHIMOGA DISTRICT-577 201

5. TAHASILDAR  
SHIKARIPURA TALUK  
SHIMOGA DISTRICT-577 427 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO STRIKE DOWN AMENDED CLAUSES 13 OF THE KARNATAKA ESSENTIAL COMMODITIES PUBLIC DISTRIBUTION (CONTROL) (AMENDMENT) ORDER 2017 AS OPPOSED TO THE PRINCIPLE OF EQUALITY BEFORE LAW ENSHRINED UNDER ARTICLE 14 OF THE CONSTITUTION OF INDIA AND ETC.,

**IN W.P. No. 5114 OF 2021**

**BETWEEN :**

SRI HARISH A P  
S/O LATE PUTTASWAMY  
AGED ABOUT 32 YEARS  
R/AT AKKURU VILLAGE  
KUTAGAL HOBLI  
RAMANAGARA TALUK AND DISTRICT-562 159 ... PETITIONER

(BY SHRI. K.L. SREENIVAS, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIDHANA SOUDHA, AMBEDKAR VEEDHI  
BENGALURU-560001  
REP BY PRINCIPAL SECRETARY
2. THE DEPUTY DIRECTOR  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
RAMANAGARA DISTRICT-562159

3. THE DEPUTY COMMISSIONER  
RAMANAGARA DISTRICT-562159 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH ENDORSEMENT DATED 01-03-2021 ISSUED BY THE DEPUTY DIRECTOR, DEPARTMENT OF FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS, RAMANAGARA DISTRICT, RAMANAGARA SECOND RESPONDENT VIDE ANNEXURE-C AND ETC.,

**IN W.P. No. 5135 OF 2021**

**BETWEEN :**

SRI GIRISH H S  
S/O LATE H K SHIVANNA  
AGED ABOUT 46 YEARS  
R/AT HAGALAHALLY VILLAGE  
KASABA HOBLI  
RAMANAGARA TALUK AND DISTRICT 562128 ... PETITIONER

(BY SHRI. K.L. SREENIVAS, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIDHANA SOUDHA, AMBEDKAR VEEDHI  
BENGLAURU 560001  
REP BY PRINCIPAL SECRETARY
2. THE DEPUTY DIRECTOR  
DEPARTMENT OF FOOD CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
RAMANAGARA DISTRICT-562159

3. THE DEPUTY COMMISSIONER  
RAMANAGARA DISTRICT -562159 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH ENDORSEMENT DTD. 01.03.2021 ISSUED BY THE DEPUTY DIRECTOR, DEPARTMENT OF FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS, RAMANAGARA DISTRICT, RAMANAGARA-R-2 VIDE ANNEX-C AND ETC.,

**IN W.P. No. 5165 OF 2021**

**BETWEEN :**

SRI DARSHAN B R  
S/O LATE B S RAJENDRA  
AGED ABOUT 26 YEARS  
R/AT BOORAGAMARADODDI VILALGE  
KASABA HOBLI, RAMANGARA TALUK  
AND DSITRICT 562128

... PETITIONER

(BY SHRI. K.L. SREENIVAS, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
VIDHANA SOUDAH  
AMBEDKAR VEEDHI  
BENGALURU-560001  
REP BY ITS PRINCIPAL SECRETARY
2. THE DEPUTY DIRECTOR  
DEPARTMENT OF FOOD, CIVIL SUPPLIES  
AND CONSUMER AFFAIRS  
RAMANAGARA DISTRICT-562159

3. THE DEPUTY COMMISSIONER  
RAMANAGARA DISTRICT-562159 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH ENDORSEMENT DTD.  
25.01.2021 ISSUED BY THE DEPUTY DIRECTOR, DEPARTMENT OF  
FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS, RAMANAGARA  
DISTRICT, RAMANAGARA-R-2 VIDE ANNEX-C.AND ETC.,

**IN W.P. No. 5166 OF 2021**

**BETWEEN :**

RANJITHA K R  
D/O LATE RUDRAPPA K H  
AGED ABOUT 29 YEARS  
R/AT KONANATHALE  
HIREGONDAGERE POST, HONNALLI TALUK  
DAVANAGERE DISTRICT 577217

... PETITIONER

(BY SHRI. SIDDAPPA B M, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
BY ITS SECRETARY  
THE DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
M S BUILDING, BENGALURU 560001
2. THE COMMISSIONER  
THE DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES AND CONSUMER AFFAIRS  
CUNNING HAM ROAD, BENGALURU 560052
3. THE JOINT DIRECTOR  
THE DEPARTMENT OF FOOD AND CIVIL



SUPPLIES AND CONSUMER AFFAIRS  
DAVANAGERE DISTRICT-577004

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227  
OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE  
ENDORSEMENT DATED 04.03.2021 ISSUED BY THE R-3 PRODUCED AS  
ANNEXURE-B TO THE WRIT PETITION AND ETC.,

**IN W.P. No. 5760 OF 2021**

**BETWEEN :**

VEERALINGEGOWDA S U  
S/O LATE UMESH S T  
AGED ABOUT 30 YEARS  
RESIDENT OF SOLLEPUJA VILLAGE  
KASABA HOBLI, MADDUR TALUK  
MANDYA DISTRICT

... PETITIONER

(BY SHRI. SHIVARAMU H C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B R AMBEDKAR VEEDHI  
BENGALURU-560001
2. THE DEPUTY COMMISSIONER (FOOD)  
MANDYA DISTRICT  
MANDYA
3. THE JOINT DIRECTOR OF FOOD  
AND CIVIL SUPPLIES

MANDYA DISTRICT  
MANDYA

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT  
DATED 08.03.2021 ISSUED BY THE R-3 AT ANNEXURE-B AND ETC.,

**IN W.P. No. 6827 OF 2021**

**BETWEEN :**

B. RAVI  
S/O LATE BYRE GOWDA  
AGED ABOUT 44 YEARS  
R/O AMBADAHALLI VILLAGE  
CHANNAPTNA TALUK  
RAMANGARA DISTRICT-571501

... PETITIONER

(BY SHRI. SHIVARAMU H C, ADVOCATE)

**AND :**

1. STATE OF KARNATAKA  
REPRESENTED BY ITS PRINCIPAL  
SECRETARY TO GOVERNMENT  
DEPARTMENT OF FOOD AND CIVIL  
SUPPLIES, VIKAS SOUDHA  
DR B.R. AMBEDKAR VEEDHI  
BANGALORE-560 001
2. THE DEPUTY COMMISSIONER (FOOD)  
RAMANAGARA DISTRICT  
RAMANAGARA-571511
3. THE DIRECTOR OF FOOD AND  
CIVIL SUPPLIES  
RAMANAGARA DISTRICT  
RAMANAGARA-571511

... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD.12.3.2021 ISSUED BY THE R-3 ANNEXURE-E AND ETC.,

**IN W.P. No. 8954 OF 2021**

**BETWEEN :**

SMT LAKSHMI  
W/O LATE T S NAGARAJU  
AGED ABOUT 40 YEARS  
R/O THAGADEGOWDANADODDI VILLAGE  
KANAKAPURA TALUK (UYYAMBALLI HOBLI)  
RAMNAGAR DIST-562117 ... PETITIONER

(BY SHRI. SHIVARAMU H C, ADVOCATE)

**AND :**

1. THE STATE OF KARNATAKA  
DEPT. OF FOOD AND CIVIL SUPPLIES  
VIKAS SOUDHA  
BENGALURU-560001  
REPRESENTED BY PRINCIPAL SECRETARY
2. THE DEPUTY DIRECTOR  
DEPT. OF FOOD AND CIVIL SUPPLIES  
RAMNAGAR DIST  
RAMNAGAR-581453 ... RESPONDENTS

(BY SHRI. DHYAN CHINNAPPA, AAG A/W  
SHRI. M. VINOD KUMAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DATED 21.4.2021 ISSUED BY THE R-2 IN NO. RAAJI/FOOD/ANUKAMPA/13/2015-16 PRODUCED AT ANNEXURE-B AND ETC.,

THESE WRIT PETITIONS, HAVING BEEN HEARD AND RESERVED FOR ORDERS ON 03.08.2021, COMING ON FOR PRONOUNCEMENT OF ORDERS THIS DAY, THE COURT PRONOUNCED THE FOLLOWING:-

**ORDER**

In all these writ petitions, petitioners have challenged amendment to Rule 13 of the KECPDS (Control) Order<sup>1</sup>, 2016 'Control order 2016' for short.

2. Heard Shri. H.C. Shivaramu, learned Advocate for petitioners and Shri. Dhyan Chinnappa, learned Addl. Advocate General for respondents.

**Brief facts:**

3. The distribution of essential commodities in the State was initially controlled and governed under the provisions of The Essential Commodities Act, 1966 and The Karnataka Essential Commodities Licensing Order, 1986.

4. On November 11, 1992, the State Government, in supercession of the Control Order of 1986, introduced the Karnataka Essential Commodities Public Distribution System (Control) Order, 1992 to govern the distribution of essential commodities.

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<sup>1</sup> Karnataka Essential Commodities Public Distribution System (Control) order 2016

5. On June 10, 2016, the State Government issued a notification giving effect to KEC PDS System (Control) Order 2016. Rule 13 of the said order reads as follows:

**"13. Prohibition of Transfer of Authorization:** No authorized dealer shall assign or transfer his authorization to any other person by and no person shall carry on business as a transferee or otherwise on behalf of any such authorized dealer.

*"Provided that the authorized authority may order for such transfer in the event of the death of the authorized dealer before 60 yrs of age, to the spouse or son or unmarried daughter, in case he or she is above 18yrs and less than 30 yrs (or 40 yrs for unmarried daughters) of age having passed 10<sup>th</sup> standard and has applied for transfer within 90 days of the death of the authorized dealer, with the prior approval of the Commissioner for a maximum period of 3 years viz., the period of validity of a fresh authorization".*

6. On May 20, 2017, the State Government amended Rules 7 & 13 of the Control Order 2016. The Notification reads as follows:

**"NOTIFICATION**

*In exercise of the powers conferred by sub-section (5) of section 24 of the National Food Security Act 2013 and Section 3 read with Section 5 of the Essential Commodities Act 1955 the Government of Karnataka has*

made the rules called the Karnataka Essential commodities Public Distribution (Control) order 2016 vide notification No.FCS 17 RPR 2011(1) dated:10-06-2016, the Government here by make the following order, further to amend the Karnataka Essential Commodities Public Distribution (Control) order 2016.

**ORDER**

1) Title and Commencement: (1) This order may be called the Karnataka Essential Commodities Public Distribution (Control)(Amendment) order 2017.

(2) It shall come into force from the date of its publication in the State official gazette.

2) Amendment of Rules-7:

In the Karnataka Essential Commodities Public Distribution (Control) order 2016, before the first proviso in the Sub rule (1) of rule 7 the following proviso shall be inserted

"Provided that the authorized authority shall not renew the authorizations of Fair price shops run by private individuals who have attained the age of 65 years and who do not possess minimum educational qualification of SSLC".

3) Amendment of Rule 13: In the Karnataka Essential Commodities Public Distribution (control) order 2016, the proviso made under rule-13 shall be substituted by the following:

*"Provided that the authorized authority may order for such transfer in the event of the death of the authorized dealer before 65 years of age, to the spouse or son or unmarried daughter in case he or she is above 18 years of age and less than 30 years (40 years in case of unmarried daughter and 65 years in case of spouse) having passed SSLC, both as on the date of the death of the authorized dealer. The application for such transfer should be made within 90 days of the death of the authorized dealer. Such transfer shall be made only after obtaining prior approval of Commissioner, Food, Civil Supplies and Consumer Affairs Department and only for a maximum period of 3 years i.e, the period of validity of a fresh authorization. No further renewal is allowed for such transfers."*

7. On March 17, 2020, the State Government further amended Rule 7 of the 2016 Control Order to read, 3 years mentioned in the said Rule as '5 years'.

8. By further Notification dated January 16, 2021, the State Government have further amended Rule 13 in the 2016 Control Order .

9. The resultant effect of Notification dated January 16, 2021 is, in case of death of an authorised dealer before attaining the age of 65 years, the authorisation can be transferred to his spouse who is aged less than 65 years or unemployed son or unmarried daughter aged more than 18 years or widowed daughter aged more than 18 years. Such transferees must have passed 10<sup>th</sup> standard or equivalent qualification as on the date of the death of the authorised dealer.

10. Petitioners have challenged the amendment brought to Rule 13 on May 20, 2017 and also prayed for a declaration that Rule 7 as redundant in view of the Notification dated January 16, 2021.

11. In substance, petitioners' grievance is with regard to educational qualification of 'pass in 10<sup>th</sup> Standard' and the period of renewal limited to 3 years.

12. Shri. Shivaramu learned Advocate for Petitioners submitted that the amendment brought by Notification



dated May 20, 2017 to the Control Order, 2016 as also the further amendment brought on March 17, 2020 are wholly discriminatory in nature in view of the subsequent Notification dated January 16, 2021, So far as it relates to the period of transfer is concerned.

13. It was contended that distribution of commodities is an essential and integral part in the daily lives of citizen. Though the authorisation is given to one member in the family, he is assisted by other members of the family and therefore the entire family depends on the authorisation for their livelihood. Therefore the condition of 'pass in 10<sup>th</sup> Standard' is unsustainable in law. It was also argued that the maximum period of validity of fresh authorisation being limited to five years is also arbitrary.

14. Shri. Dhyan Chinappa learned AAG, argued opposing the Writ Petitions. He submitted that there is no vested right in the dependants of the authorisation holder to get a fresh authorisation in their name. Petitioners' claim is akin to that of dependants of employees who seek

appointment on compassionate grounds. He argued that law on that aspect has been settled and such appointments fall under an 'exceptional category' and contrary to regular appointments. He contended that keeping in view various aspects of the matter, the State Government have framed the instant policy to provide an opportunity to the dependants to tide over the sudden economic crisis in the event of death of an authorisation holder.

15. Shri. Dhyan Chinnappa submitted that pass in 10<sup>th</sup> Standard is necessary because the person holding authorisation is required to have minimum knowledge in the measurements and Bank transactions. He further submitted that the period of five years is more than sufficient for any family losing its bread winner to revive itself. The State Government have now issued 'Control Order 2021' and the same has not been challenged by the petitioners. Therefore, petitioners' cases will be considered on the basis of the Notification in force as on the date of death of authorisation holder.

16. I have carefully considered rival contentions and perused the records.

17. Petitioners herein claim to be dependants of the respective deceased authorisation holder. They are mainly aggrieved by two conditions. Firstly, imposition of 'pass in 10<sup>th</sup> Standard' and secondly, the period of renewal.

18. 'Pass in 10<sup>th</sup> Standard' is a condition which has been consistently imposed in the Notification dated June 10, 2016, amendment brought on May 20, 2017 and latest amendment brought on January 16, 2021.

19. So far as the period of validity is concerned, it was three years in the Notification dated June 10, 2016 and amendment dated May 20, 2017. It was substituted as five years in the amendment brought on March 17, 2020.

20. It is not in dispute that the State Government have amended the period of authorisation to a maximum of 10 years by amendment dated January 16, 2021. The condition of 'pass in 10<sup>th</sup> Standard' has been maintained

throughout. One another significant aspect in 2021 amendment is, only such cases where the applicant has no other source of income would be considered.

21. Shri. Dhyan Chinnappa, learned AAG, is right in his submission that petitioners' case is similar to that of appointment on compassionate grounds. It is settled that the applications for grant of appointment on compassionate grounds has to be considered as per the policy in existence as on the date of death of the employee.

22. In a recent decision, the Apex Court in *State of Madhya Pradesh Vs Ashish Awasthi*<sup>2</sup> decided on November 18, 2021 has held as follows:

*"... As per the settled proposition of law laid down by this Court for appointment on compassionate ground, the policy prevalent at the time of death of the deceased employee only is required to be considered and not the subsequent policy."*

23. It is also settled that in the case of compassionate appointments employer is entitled to frame policies. On the same premise, the State Government are

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<sup>2</sup> CIVIL APPEAL NO. 6903 OF 2021 with CIVIL APPEAL NO. 6904 OF 2021

entitled to frame policies in the case of commodity distributions also.

24. As recorded hereinabove, the State Government have throughout maintained the condition of pass in '10<sup>th</sup> Standard' consistently. There has been change with regard to the maximum period of authorisation. Initially it was three years, increased to five years and presently ten years. Thus there has been consistent improvement in the period of authorisation.

25. There is one another additional aspect which the State Government have included in the amendment brought on January 16, 2021 namely that the applicant should have 'no other source of income'.

26. Thus the applicants who shall be governed by the Notification dated June 10, 2016, the amended notifications dated May 20, 2017 and March 17, 2020 can be considered under one category, because in all these

three Notifications there is condition with regard to source of income.

27. The condition of 'pass in 10<sup>th</sup> Standard' is a reasonable condition. Learned AAG, is also right in contending that a person who deals with commodity distribution is required to have basic knowledge in arithmetic, Banking and liaison with public offices. The other conditions with regard to age is also a matter of policy and the same is just and appropriate. Learned advocates for the petitioners have not urged any cogent arguments as to how the condition of pass in '10<sup>th</sup> Standard' and the prescription of age is *ultra vires* the Constitution. Therefore, condition of 'pass in 10<sup>th</sup> Standard' cannot be found fault with.

28. Keeping in view the Notification dated January 16, 2021 in mind, in the opinion of this Court, it is just and appropriate to harmonise the three earlier notifications dated June 10, 2016, May 20, 2017 and March 17, 2020. In respect of the petitioners whose applications fall for consideration in any of these three Notifications, the

condition of five years is contrary to the progressive and subsequent view taken by the State Government in 2021 Notification extending it to 10 years. Further, it cannot be lost sight of the fact that this Court has granted orders in large number of writ petitions to consider the cases of petitioners without reference to restriction on age and pass in 10<sup>th</sup> Standard.

29. It is also not in dispute that the Notification dated January 16, 2021 is not under challenge.

30. Several applicants similarly situated as the petitioners herein, have taken the benefit of interim orders passed by this Court for consideration of their cases without reference to restriction of age and SSLC qualification. Therefore, if these writ petitions are dismissed without any observations, it would result in two set of applicants namely the one successful on the strength of several orders in various writ petitions and the other, deprived of consideration of their applications.

31. In view of the peculiar circumstances of the case, though the prerogative of the State to impose conditions to consider the applications on compassionate grounds is required to be upheld, this Court is of the opinion that it is desirable for the State Government to consider the cases of these writ petitioners, without reference to the restriction of 'age' and 'pass in 10<sup>th</sup> Standard' which shall be in parity with various orders passed by this Court in several writ petitions.

32. In the result the following:

ORDER

- (a) The State Government's power and prerogative to impose conditions while considering the applications for grant of authorisation is upheld.
- (b) Keeping in view the peculiar circumstances of the case and large number of orders passed by this Court in several Writ Petitions filed by similar applicants, the State Government shall consider



the cases of petitioners who have approached this Court with these Writ Petitions without reference to the 'age' and 'pass in SSLC' as one time measure.

- (c) This order shall be restricted only to the writ petitioners and shall not be treated as a precedent.

Writ petitions are accordingly ***disposed of***.

33. In view of disposal of these petitions all pending interlocutory applications do not survive and they are accordingly disposed of.

No costs.

**Sd/-  
JUDGE**

SPS