



**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 18210/2024

1. Bhomaram S/o Shri Rekham Meghwal, Aged About 29 Years, R/o Ward No. 5, Village Nayapura, Gram Panchayat Nayapura, Tehsil Patodi, District Balotra (Raj.)
2. Premi Bai D/o Shri Rekham Meghwal, Aged About 26 Years, R/o Ward No. 5, Village Nayapura, Gram Panchayat Nayapura, Tehsil Patodi, District Balotra (Raj.)
3. Sita Bai D/o Shri Rekham Meghwal, Aged About 24 Years, R/o Ward No. 5, Village Nayapura, Gram Panchayat Nayapura, Tehsil Patodi, District Balotra (Raj.)
4. Nenu D/o Shri Rekham Meghwal, Aged About 23 Years, R/o Ward No. 5, Village Nayapura, Gram Panchayat Nayapura, Tehsil Patodi, District Balotra (Raj.)

-----Petitioners

Versus

1. State Of Rajasthan, Through Secretary, Department Of Food And Civil Supplies, Government Of Rajasthan, Jaipur.
2. District Collector, Barmer
3. District Collector (Logistics), Barmer.
4. District Supply Officer, Barmer.
5. District Collector, Balotra.
6. District Supply Officer, Balotra.
7. Gayatri Devi W/o Ranjit Singh, Aged About 35 Years, R/o Tehsil Pachpadra, District Barmer.
8. Omprakash S/o Pratapram, Aged About 40 Years, R/o Village Post Mugda, Tehsil Pachpadra, District Barmer Also Purva Pradhan, Gram Panchayat Nayapura
9. Rajiya Khan W/o Nizam Khan, Aged About 25 Years, R/o Village Post Nayapura, Tehsil Pachpadra, District Barmer Also Sarpanch, Gram Panchayat Nayapura, Panchayat Samiti Patodi, District Barmer All Members Of Allotment Advisory Committee, Barmer.
10. Shaukat Khan S/o Binni Khan, Aged About 67 Years, Resident Of Ward No. 6, Village Nayapura, Gram Panchayat-, Tehsil And District- Barmer.

-----Respondents

For Petitioner(s) : Mr. Ram Prasad Sangaria
For Respondent(s) : Mr. Nitesh Mathur

HON'BLE MR. JUSTICE MUNNURI LAXMAN

Order

07/07/2025

1. Learned counsel for the petitioner submits that he was the applicant for grant of a Fair Price Shop license and the Committee



constituted to scrutinize the candidatures of the applicants had favoured his candidature and made a recommendation for grant of the license to him. However, the District Supply Officer, contrary to the allotted license, granted the license in favour of the private respondent i.e. respondent No.10, and when he made a request for supply of a copy of the order, the copy of the order was also not supplied. He also made a representation to the authorities. Aggrieved by the inaction, he approached this Court. Learned counsel for the petitioner submits that he has also filed an application for furnishing a copy of the order under the Right to Information Act, 2005 as the order granting the license in favour of the private respondent has not been furnished till date.

2. This is a gross inaction and an illegal action on the part of the respondents in not furnishing the copy of the order which favoured the grant of the license in favour of the private respondent herein i.e., respondent No.10.

3. The petitioner has the right to take a statutory remedy under the Rajasthan Foodgrains and Other Essential Articles (Regulation of Distribution) Order, 1976 (hereinafter referred to as 'the Order of 1976'), and without such order, the petitioner cannot avail such remedy.

4. Though the petitioner has filed representations, this Court is inclined to dispose of the present writ petition with a direction to respondent No.4 to furnish the copy of the order granting the license in favour of the private respondent i.e., respondent No.10. The order shall be furnished to the petitioner within a period of one week from the date of receipt of this order.



5. On furnishing such order, the petitioner is given liberty to file an appeal before the statutory authority under Regulation 22 of the Order of 1976. If any such appeal is filed by the petitioner, the same shall be disposed of within a period of one month from the date of filing of such appeal, by duly giving an opportunity to the private respondent i.e., respondent No.10.

6. With the aforesaid directions, the present writ petition is **disposed of.**

(MUNNURI LAXMAN),J

204s-PoonamS/-