

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2076 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

KANTILAL A SONI & ANR.

Versus

STATE OF GUJARAT & OTHERS

Appearance:

None present for the Petitioners

MR HL JANI for Respondent No. 1 and 2

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 30/09/96

ORAL JUDGEMENT

Heard learned counsel for the respondents and perused the papers of this Special Civil Application. The counsel for the respondents submit that this Special Civil Application stands disposed of in substance by the order of this court dated 25th July, 1986. The order of this court dated 25th July, 1986 reads as under:

In view of the Affidavit-in-reply paragraph 15
wherein it is stated as under:

" I further submit that if the card
holders are ready to purchase from the
shops of the petitioners Government could
have no objections for the same. The
total population attached to the shop of
each petitioner is 3000. Thus there will
be population of 6000 people attached to
the shops of both the petitioners. The
Government has no objection to give
supply according to the number of cards
attached to the fair price shop of each
petitioner. The Government or its
subordinate officers have never asked
card holders not to go to the fair price
shop of the petitioners. "

the interim relief is not granted. It is further
directed that the Collector would decide the
applications dated 3rd December, 1985 and 12th
June, 1986 filed by the card-holders.

Ad-interim relief stands vacated.

In view of the reply filed by the respondent, this court
has not granted the interim relief. The further
directions were issued to the Collector to decide the
applications dated 3rd December, 1985 and 12th June, 1986
filed by the card-holders. In fact, the grievance of the
petitioners no more survives in view of the reply filed
by the respondent. This writ petition is disposed of in
the terms of the order passed by this court and extracted
above. However, it is further directed that in case, the
applications of the card-holders dated 3rd December, 1985
and 12th June, 1986 have not been decided so far, the
same may be decided now within a reasonable time say
within a period of three months from the date of receipt
of writ of this order.

This Special Civil Application stands disposed of
accordingly. Rule stands disposed of. No order as to
costs.

zgs/-