

HON'BLE THE ACTING CHIEF JUSTICE SRI N.V. RAMANA

AND

HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT APPEAL No.598 OF 2013

DATE.30.04.2013

Between:

Allam Swarajyam and another. - - -
Petitioners.

AND

The State Government,
Social Welfare and Tribal Welfare
Department,
Secretariat, Hyderabad and six others. - - -
Respondents.

This Court made the following :

HON'BLE THE ACTING CHIEF JUSTICE SRI N.V. RAMANA

AND

HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

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ORDER: (Per Hon'ble The Acting Chief Justice Sri N.V. Ramana)

Petitioners filed the writ petition No.7493 of 2013 before this Court complaining of the inaction on the part of the second respondent (Appellate Authority) in not considering I.A. No.10 of 2010 in L.T.R. Appeal No.10 of 2010.

Learned single Judge, on considering the averments of the affidavit and the petitioners' grievances came to the conclusion that the petitioners have approached this Court after 3 years of filing of the Appeal and now seeks a direction to consider and dispose of the stay petition pending before the appellate authority. In view of the long lapse of time of 3 years, the learned single Judge was of the view that the appeal itself deserves to be disposed of instead of interlocutory application and gave directions for disposal of the appeal itself, within a period of three months, from the date of receipt of a copy of that order.

The aforesaid order is questioned in this Appeal and the learned counsel for the appellants contends that the stay petition pending the appeal ought to have been directed to be disposed of.

We have examined the matter and it is rightly noted by the

learned single Judge that after filing of appeal and the stay petition in the year 2010, petitioners have moved in the matter after 3 long years and now seeks direction for disposal of the interlocutory application. When the learned single Judge has already granted direction to hear and dispose of the appeal itself, within a specified time, we do not find that there is any error warranting correction by the appellate Court as the order impugned passed by the learned single Judge has given necessary directions to the appellate authority to dispose of the appeal itself within three months.

The writ appeal is, therefore, devoid of merits and accordingly, the same is dismissed. No order as to costs.

Consequently, miscellaneous petitions pending, if any, shall stand dismissed.

N.V. RAMANA, ACJ

**VILAS V.
AFZULPURKAR, J**

Date.30-04-2013.
Dsh

HON'BLE THE ACTING CHIEF JUSTICE SRI N.V. RAMANA

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April 30, 2013

DSH