

THE HON'BLE SRI JUSTICE T.SUNIL CHOWDARY

WRIT PETITION No.33975 OF 2016

ORDER:

This writ petition is filed under Article 226 of the Constitution of India seeking a Writ of Mandamus declaring the action of the fourth respondent in cancellation of authorization of the petitioner in respect of Fair Price Shop No.28 of Bhimavaram Village, Sattenapalli Mandal, Guntur District vide orders dated 31.01.2015, as illegal and arbitrary.

2. Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Civil Supplies representing the respondents.

3. A perusal of the record reveals that the petitioner was appointed as Fair Price Shop Dealer in respect of Shop No.28 of Bhimavaram Village, Sattenapalli Mandal, Guntur District in the year 2010. Initially the authorization of the petitioner was suspended way back on 21.07.2010. The petitioner filed number of writ petitions. Ultimately the fourth respondent passed a final order on 31.01.2015 cancelling the authorization of the petitioner. Feeling aggrieved by the orders of the fourth respondent, the petitioner filed an appeal before the third respondent in the year 2015. For one reason or other, the third respondent has not disposed of the appeal of the petitioner.

4. At the time of arguments, the only relief sought for by the learned counsel for the petitioner is to direct the third respondent to dispose of the appeal of the petitioner as expeditiously as

possible. The learned Assistant Government Pleader also consented for the same.

5. In view of the submissions made by the learned counsel for both parties, this Court is not inclined to go into the merits of the main case.

6. Having regard to the facts and circumstances of the case and also the submissions made by the learned counsel for both parties, the third respondent is hereby directed to dispose of the appeal filed by the petitioner challenging the orders of the fourth respondent dated 31.01.2015, as expeditiously as possible, preferably within a period of two (2) months from the date of receipt of a copy of this order.

7. With the above direction, the Writ Petition is disposed of. No costs.

8. Consequently, Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed.

T.SUNIL CHOWDARY, J

Date: 30.09.2016

Note: Issue CC by Wednesday
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