

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

WRIT PETITION NO.7644 OF 2020

ORDER:

1. This writ petition under Article 226 of the Constitution of India is filed questioning the action of respondents in proposing to assign cattle grazing field in S.No.39 in an extent of Ac.52.18 cents in JD Uppalapadu village, Valetivaripalem Mandal, Prakasam District, declare the same as illegal and arbitrary.

2. Though the petitioners made several allegations against respondents, during hearing, the learned counsel for the petitioners requested this Court, to issue direction to respondents, without touching the merits of the case, to consider and dispose of the representations of petitioners dated 25.02.2020 and 05.03.2020 .

3. The learned Assistant Government Pleader for Revenue also readily agreed to dispose of the representations of petitioners dated 25.02.2020 and 05.03.2020, if any, pending with the authorities.

4. In view of the submission made by learned Assistant Government Pleader for Revenue, I need not decide the truth or otherwise of the allegations made in the petition. This Court is conscious that no such direction be issued, in view of the judgment of the Apex Court in “***The Government of India v. P.Venkatesh***¹”, wherein the Apex Court held that such orders, may make for a quick or easy disposal of cases in overburdened adjudicatory institutions. But, they do no service to the cause of

¹ 2019 (8) SCALE 544

justice. As the learned counsel for the petitioners requested to issue a direction to dispose of the representations dated 25.02.2020 and 05.03.2020, I find no other alternative except to issue such direction.

5. In the result, the writ petition is disposed of, directing the respondents to consider and dispose of the representations of petitioners dated 25.02.2020 and 05.03.2020, in accordance with law, within one (1) week from the date of receipt of copy of this order. Till then respondents are directed not to assign the land in S.No.39 in an extent of Ac.52.18 cents in JD Uppalapadu village, Valetivaripalem Mandal, Prakasam District. There shall be no order as to costs.

6. Consequently, miscellaneous petitions pending, if any, shall stand closed.

JUSTICE M. SATYANARAYANA MURTHY

Dated 24.03.2020
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