

THE HON'BLE SRI JUSTICE M.SATYANARAYANA MURTHY

WRIT PETITION NO.10749 OF 2015

ORDER:

This writ petition is filed under Article 226 of the Constitution of India seeking the following relief:

“to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the Respondent No.3 for not considering the Representation dt.09.04.2015 as arbitrary and illegal and consequently direct the Respondent No.3 to allot land for the Vijayawada Officers’ Club within the City of Vijayawada, by considering the representation dt.09.04.2015 of the petitioners and to pass such orders”

Though the petitioners made several allegations against the respondents, during hearing, learned counsel for the petitioners requested this Court, without touching the merits of the case, to issue a direction to the respondents to dispose of the representation of the petitioners dated 09.04.2015.

Learned Government Pleader for Revenue readily agreed to dispose of the representation of the petitioners dated 09.04.2015, if any pending with the authorities.

In view of the submission of the learned 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 justice. As the learned counsel for the petitioners himself requested to issue a direction to dispose of the

¹ 2019 (8) SCALE 544

representation dated 09.04.2015, I find no other alternative except to issue such direction.

In the result, the writ petition is disposed of, directing the respondents to dispose of the representation dated 09.04.2015, in accordance with law, within four (4) weeks from the date of receipt of a copy of this order. No costs.

The miscellaneous petitions pending, if any, shall also stand closed.

JUSTICE M. SATYANARAYANA MURTHY

31.12.2021
BSP

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