

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 8TH DAY OF MAY 2015/18TH VAISAKHA, 1937

WP(C).No. 13878 of 2015 (H)

PETITIONER:

**M.T. ABDULLA,S/O.MUHAMMED, AGED 51 YEARS,
RESIDING AT MULANJIPPULAKKAL HOUSE,
INDONNOOR, KOTTAKKAL.P.O, PIN-676 503.**

BY ADV. SRI.C.K.PAVITHRAN

RESPONDENTS:

- 1. THE COMMISSIONER OF CIVIL SUPPLIES,
OFFICE OF THE COMMISSIONER OF CIVIL SUPPLIES,
THIRUVANANTHAPURAM-695 001.**
- 2. THE DEPUTY CONTROLLER OF RATIONING,
NORTHERN ZONE, CIVIL STATION, KOZHIKODE-673 001.**
- 3. THE TALUK SUPPLY OFFICER,
TIRUR, MALAPPURAM DISTRICT-676 101.**
- 4. GOVERNMENT OF KERALA,
REPRESENTED BY SECRETARY TO GOVERNMENT,
FOOD & CIVIL SUPPLIES DEPARTMENT, SECRETARIATE,
THIRUVANANTHAPURAM-695 001.**

BY GOVERNMENT PLEADER SMT. ROSE MICHAEL

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 08-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1	TRUE COPY OF SHOWCAUSE NOTICE DATED 3.7.2014
EXT.P2	TRUE COPY OF REPLY DATED 5.8.2014
EXT.P3(A)	TRUE COPY OF THE MONTHLY INTENDS IN RESPECT OF RICE,WHEAT AND KEROSENE FOR THE PERIOD JAN 12
EXT.P3(B)	TRUE COPY OF THE MONTHLY INTENDS IN RESPECT OF RICE,WHEAT AND KEROSENE FOR THE PERIOD FEB 12.
EXT.P3(C)	TRUE COPY OF THE MONTHLY INTENDS IN RESPECT OF RICE,WHEAT AND KEROSENE FOR THE PERIOD MAR 12.
EXT.P3(D)	TRUE COPY OF THE MONTHLY INTENDS IN RESPECT OF RICE,WHEAT AND KEROSENE FOR THE PERIOD APR 12.
EXT.P3(E)	TRUE COPY OF THE MONTHLY INTENDS IN RESPECT OF RICE,WHEAT AND KEROSENE FOR THE PERIOD MAY 12.
EXT.P3(F)	TRUE COPY OF THE MONTHLY INTENDS IN RESPECT OF RICE,WHEAT AND KEROSENE FOR THE PERIOD JUN 12.
EXT.P3(G)	TRUE COPY OF THE MONTHLY INTENDS IN RESPECT OF RICE,WHEAT AND KEROSENE FOR THE PERIOD JUL 12.
EXT.P3(H)	TRUE COPY OF THE MONTHLY INTENDS IN RESPECT OF RICE,WHEAT AND KEROSENE FOR THE PERIOD AUG 12.
EXT.P4	TRUE COPY OF THE PROCEEDINGS NO.DC(NZ)4.2388/12 DATED 30/10/2014 ISSUED BY THE 2ND RESPONDENT
EXT.P5	COPY OF THE APPEAL MEMORANDUM DATED 12/11/2014.
EXT.P6	COPY OF THE PROCEEDINGS NO.(CS) A5-32206/14 DATED 28/3/2015.
EXT.P7	COPY OF THE REVISION PETITION DATED 23/4/2015.
EXT.P8	COPY OF THE STAY PETITION DATED 23/4/2015.

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

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P.A.TO JUDGE

A.MUHAMED MUSTAQUE, J.
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W.P(C).No.13878 of 2015
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Dated this the 08th day of May, 2015

JUDGMENT

The petitioner is an Authorized Retail Distributor conducting ARD-198 in Tirur Taluk. Petitioner was served with Ext.P1 memo of charges alleging misappropriation. Petitioner filed Ext.P7 revision under clause 45(11) of the Kerala Rationing Order, 1966 along with Ext.P8 stay petition before the Government challenging Ext.P6 order.

2. In view of the pendency of Ext.P7 revision, there shall be a direction to the 1st respondent to consider Ext.P7 within a period of three months after issuing notice to the petitioner. Till a decision is taken in this matter, all coercive steps pursuant to Ext.P6 shall be kept in abeyance.

The Writ Petition is disposed of.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.