

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.417 of 2009

Date:10.9.2015

Between:

Ch. Laxmi Narsaiah,
S/o Nagabhushanam

.... Petitioner

And:

State of A.P., repled., by Secretary,
Civil Supplies Department,
Hyderabad and three others.

.....Respondents

Counsel for the Petitioner: Mr. T.Niranjan
For Smt D.Pramada

Counsel for the Respondents: GP for Civil Supplies (TS)

The Court made the following:

ORDER:

This Writ Petition is filed for a *Mandamus* to set aside proceedings No.B/3077/2008, dated 28.12.2008, of respondent No.4, whereby he has suspended the petitioner's fair price shop authorisation.

This Court by order, dated 21.01.2009, while admitting the Writ Petition, granted interim suspension of the impugned order with the observation that the said order will not preclude the respondents from holding enquiry and taking further action.

In the counter-affidavit filed by respondent No.4, it is *inter alia* stated that during the pendency of the Writ

Petition, he has held enquiry and completed the same and that in view of admission of this Writ Petition, he could not pass a final order.

This stand of respondent No.4 is contrary to the order passed by this Court, wherein, as mentioned above, he was directed to proceed with the enquiry and take further action. Respondent No.4 appeared to have completely misread the said order and failed to pass a final order despite completing the enquiry.

In these facts and circumstances of the case, respondent No.4 is directed to forthwith pass a final order, in any case, not later than one month from the date of receipt of a copy of this order and take further action depending upon the nature of the order he may pass.

Subject to the above direction, the Writ Petition is disposed of.

As a sequel to disposal of the Writ Petition, WPMP.No.497 of 2009 is disposed of as infructuous.

*JUSTICE C.V.NAGARJUNA
REDDY*

10th September 2015
DR