

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
-
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

-
WRIT PETITION No.8858 of 2015

Between:

Attoti Satish Kumar

... Petitioner

And

1. The State of Andhra Pradesh, rep. by its Secretary, Civil Supplies Department, Secretariat, Hyderabad, and others.

... Respondents

DATE OF JUDGEMENT PRONOUNCED: 12-08-2015

SUBMITTED FOR APPROVAL:

THE HON'BLE SRI JUSTICE A. RAMALINGESWARA RAO

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| 1. Whether Reporters of Local newspapers may be allowed to see the Judgment? | Yes/No |
| 2. Whether the copies of judgment may be marked to Law Reporters/Journals? | Yes/No |
| 3. Whether Their Ladyship/Lordship wish to see the fair copy of the Judgment | Yes/No |

THE HON'BLE SRI JUSTICE A. RAMALINGESWARA RAO

W.P.No.8858 of 2015

ORDER:

The petitioner was appointed as fair price shop dealer of Shop No.15 of Puretipalli Village, Gudlur Mandal, Prakasam District, on permanent basis after due process of selection. While so, on 20.02.2015 the Food Inspector, Kandukur, along with other officials inspected the shop of the petitioner on 20.02.2015 and found some variations in the quantities. On the basis of the report submitted by the Food Inspector, the 2nd respondent issued show cause notice dated 4.03.2015. The grievance of the petitioner is that though he has submitted explanation on 11.03.2015, without considering the same, the 2nd respondent straight away passed order dated 23.03.2015 temporarily cancelling the authorisation of the petitioner. Challenging the same, the petitioner filed the present writ petition.

This Court by order dated 01.04.2015 while issuing Rule Nisi granted interim suspension of the impugned order.

The learned Government Pleader filed counter affidavit along with vacate petition to vacate the interim order dated 01.04.2015. In the counter it is stated that the impugned order is not an order of cancellation but it is an order of suspension pending enquiry.

In view of the pendency of enquiry against the petitioner, this Court is not inclined to examine the merits of the case. However, the 2nd respondent is directed to complete the enquiry within a period of sixty days from the date of receipt of a copy of this order. Till the enquiry is concluded and final orders are passed, the interim order

dated 01.04.2015 shall continue.

With the above directions the writ petition is disposed of.
Pending miscellaneous petitions, if any, shall stand closed. No order
as to costs.

A. RAMALINGESWARA RAO, J.

12th August, 2015
Js.