

THE HON'BLE SRI JUSTICE A.RAMALINGESWARA RAO

WRIT PETITION NO.16610 OF 2015

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies for the respondents.

The petitioner was appointed as a Fair Price Shop Dealer of Shop No.6, Dabbapadu Village, L.N.Peta Mandal, Srikakulam District.

While so, on 04.04.2015, the Enforcement Deputy Tahsildar along with the M.R.I-II, L.N.Peta and Village Revenue Officer, Pedakollivalasa, Srikakulam District, visited the shop of the petitioner along with staff and submitted a report. A show cause notice was issued on 08.04.2015 and the petitioner submitted his explanation on 21.04.2015. After considering the explanation of the petitioner, the petitioner's authorization is cancelled by proceedings in Rc.No.683/2015 CS dated 18.05.2015. Challenging the same, the present Writ Petition is filed.

It is admitted by the learned counsel for the petitioner that against the order of cancellation of authorization, there is a provision of appeal. However, learned counsel for the petitioner submits that the petitioner is being continued till the order of cancellation and it should be continued till the disposal of the appeal by the appellate authority.

In the circumstances, this Writ Petition is disposed of giving liberty to the petitioner to file an appeal within fifteen (15) days from the date of receipt of a copy of this order and the appellate authority is directed to dispose of the appeal within a period of three (3) months from the date of filing of appeal by the petitioner. Till the disposal of the appeal, the order of cancellation of authorization dated 18.05.2015 is suspended and this suspension should not be construed as an expression of any opinion on the allegations made against the petitioner. There shall be no order as to costs. Miscellaneous petitions, if any, pending shall stand closed.

(A.RAMALINGESWARA RAO, J)

12th June 2015

RRB