

THE HON'BLE SRI JUSTICE A.RAMALINGESWARA RAO

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WRIT PETITION Nos.11728 and 11742 of 2015

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COMMON ORDER:

These two Writ Petitions are being disposed of by this common order in view of the decision of the Division Bench in W.A.No.317 of 2015, dated 21.04.2015.

In these two Writ Petitions, the suspension of authorisation in favour of the petitioners is challenged. Learned Counsel for the petitioners submits that the orders of suspension were passed for not seeding the Aadhaar numbers to the ration cards.

Learned Government Pleader submits that in identical circumstances, the matter went before the Division Bench in W.A.No.317 of 2015, and the Division Bench passed an order on 21.04.2015, as follows:

“In any view of the matter, we feel that the writ Court should not have interfered with this sort of interim measure taken by the department. At the same time, the appellants’ authority cannot keep the authorization of the writ petitioner in suspension indefinitely. We therefore set aside the order of the learned Single Judge and also the observations made therein, and direct the appellants to complete the detailed enquiry under the law within a period of one month from the date of receipt of a copy of this order. This shall be done independently without being influenced and swayed by the observations and the decision of the learned Single Judge. For this purpose the writ petitioner/respondent shall be served with a notice and after giving an opportunity of hearing, speaking orders shall be passed. If the enquiry is not completed within the time stipulated above, the order of suspension will stand revoked and the petitioner shall be allowed to resume her dealership, pending enquiry. In the event, in spite of notice the petitioner fails to cooperate, it would be open for the appellants to proceed with the enquiry in her absence.”

In view of the same, these two Writ Petitions are also disposed of in terms of

the above order. The miscellaneous petitions pending, if any, shall stand closed. There shall be no order as to costs.

(A.RAMALINGESWARA RAO, J)

17.06.2015

vs

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