

THE HON'BLE SRI JUSTICE A.RAMALINGESWARA RAO

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WRIT PETITION No.15199 of 2015

ORDER:

Heard the learned Counsel for the petitioner and the learned Government Pleader for the respondents.

The petitioner is a permanent fair price shop dealer and his authorisation is in force. While so, on 10.04.2014 the authorisation of the petitioner was suspended on the basis of the report submitted by the Special Deputy Tahsildar on 18.03.2014 and the report of the Deputy Tahsildar dated 24.03.2014. It appears that proceedings under Section 6A of the Essential Commodities Act are pending against the petitioner. Challenging the order of suspension pending enquiry, the present Writ Petition is filed.

It is brought to the notice of this Court that in respect of the order passed by the second respondent on the same day in identical circumstances at the instance of another dealer, this Court, in W.P.No.19101 of 2014, passed an order holding that suspension of authorisation cannot be continued for indefinite period. Learned Counsel for the petitioner submits that, in the present case also no final orders have been passed.

In view of the above, the impugned order dated 10.04.2014 passed by the second respondent is set aside with liberty to the second respondent to conduct enquiry into the allegations made against the petitioner and complete the same within a period of three months from the date of receipt of a copy of this order, after giving due opportunity to the petitioner and following the principles of natural justice.

The Writ Petition is disposed of accordingly. The miscellaneous petitions

pending, if any, shall stand closed. There shall be no order as to costs.

(A.RAMALINGESWARA RAO, J)

08.06.2015

vs

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