

THE HONOURABLE SRI JUSTICE M.S.RAMACHANDRA RAO

WP.No.35723 of 2015

ORDER :

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

2. The petitioner was appointed as a Fair Price Shop dealer in respect of Shop No.812, Circle – VIII, Secunderabad and the authorization is valid up to 31.03.2016. While so, based on the report of the Area Inspector, Circle – VIII, dt.25.05.2015 alleging that the said shop is being run by a benami by name Nagaraju, the 2nd respondent issued show-cause notice to the petitioner on 25.05.2015 calling his explanation within seven days. The 2nd respondent passed the impugned order on the very same day, i.e., on 25.05.2015, suspending the authorization of petitioner on the ground that the shop is being run by a benami person by name Nagaraju.
3. Challenging the order, the present Writ Petition is filed.
4. Now the ground alleged is that the shop is being run by a benami person instead of by the authorized dealer. The said allegation can be verified even without suspending the authorization of petitioner. In the circumstances, the impugned order passed by 2nd respondent to the extent of suspending the authorization of petitioner is set aside, but however, giving liberty to 2nd respondent to proceed against petitioner with respect to the allegations and complete the enquiry within a period of three

(03) months from the date of receipt of a copy of the order after duly observing the principles of natural justice and binding decisions of this Court.

5. Accordingly, the Writ Petition is disposed of. No order as to costs.
6. As a sequel, miscellaneous petitions pending, if any, in this Writ Petition shall stand closed.

JUSTICE M.S.RAMACHANDRA RAO

Date: 04.11.2015

Ndr/*