

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

PRESENT

THE HON'BLE THE CHIEF JUSTICE SRI KALYAN JYOTI  
SENGUPTA  
AND  
THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION NO.6363 OF 2015

DATED:13.3.2015

Between:

Inter City Transport Co., Hyderabad  
Rep. by S. Venkat Reddy  
Plot Nos.9 & 10, AIE Main Road, Balanagar,  
Ranga Reddy District  
... Petitioner

And

The State of Telangana  
Rep. by its Principal Secretary  
Transport, Roads & Buildings Department  
Telangana Secretariat  
At Hyderabad  
and others  
... Respondents

THE HON'BLE THE CHIEF JUSTICE SRI KALYAN JYOTI  
SENGUPTA  
AND  
THE HON'BLE SRI JUSTICE SANJAY KUMAR

-  
WRIT PETITION NO.6363 OF 2015

ORDER: (per the Hon'ble The Chief Justice Sri Kalyan Jyoti Sengupta)

Learned Special Government Pleader appearing for the State does not want to file counter. We therefore dispose of the writ petition finally by the following order.

It is alleged that without issuing any show cause notice impugned order has been passed. The learned Special Government Pleader produced a document showing receipt of notice. It appears the mode of service appears to be hand-delivery and the signature is denied by the learned counsel for the petitioner. We have tallied the signature with that of the petitioner put on the vakalat and the writ affidavit and we find that there is discrepancy. We fail to understand as to why the show cause notice was not served by Registered Post with Acknowledgement Due. Therefore, benefit of doubt with regard to service will have to be given to the petitioner.

We therefore set aside the impugned order. We direct the respondent concerned to serve a show cause notice upon the learned counsel for the petitioner within a week from date of receipt of copy of this order. On receipt thereof, it would be open for the petitioner to object to the same and if such objection is raised, the respondent will hear the petitioner and decide the matter in accordance with law by passing a speaking order, without being influenced by the earlier decision. If no objection is filed in spite of receipt of notice by the

learned counsel for the petitioner, this order passed by us will stand recalled and the order impugned will stand revive in that case.

The writ petition is accordingly disposed of.

Pending miscellaneous petitions, if any, shall stand closed.

There will be no order as to costs.

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K.J. SENGUPTA, CJ

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SANJAY KUMAR, J

13.3.2015

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