

HON'BLE SRI JUSTICE A. RAMALINGESWARA RAO

WRIT PETITION No. 30870 of 2015

ORDER:

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

The petitioner was appointed as fair price shop dealer of shop No.6 of Valivarthipadu village, Gudivada Mandal, Krishna District. The shop of the petitioner was inspected by the Vigilance and Enforcement Officer, Vijayawada on 11.05.2015 and he submitted report to the 2nd respondent on the same day itself. Based on the same, an order of suspension was passed by the 2nd respondent on 13.05.2015 pursuant to the inspection conducted on 11.05.2015. Nothing prevented the 2nd respondent from proceeding with the enquiry, if such an order was passed on 13.05.2015 pursuant to the inspection conducted on 11.05.2015. He cannot keep the enquiry pending after passing the order of suspension. The action of 2nd respondent is arbitrary. However, in view of the pendency of enquiry, this Court is not inclined to entertain the present writ petition.

In the circumstances, the 2nd respondent is directed to issue appropriate show cause notice to the petitioner, invite her explanation and conduct enquiry by giving due

opportunity of hearing the petitioner and pass final orders thereon within a period of sixty days from the date of receipt of a copy of this order.

With the above direction, this writ petition is disposed of. There shall be no order as to costs. As a sequel, miscellaneous petitions, if any pending in this writ petition, shall stand closed.

RAO, J **A. RAMALINGESWARA**

Date: 22nd September, 2015

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