

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY
AND
HON'BLE SRI JUSTICE G.SHYAM PRASAD

Writ Petition No.19241 of 2016

Date:01.9.2016

Between:

R.Rajasubramanian,
S/o B.Ramadurai Manian

..... Petitioner

And:

Telegraph Traffic Employees Co-Operative
Credit Society, Hyderabad and six others.

....Respondents

Counsel for the petitioner: Mr. K.Mamata Choudary

Counsel for respondent No.1: Mr. K.Veerabhadra Rao

Counsel for respondent Nos.3 to 7: Mr. B.Devanand

The Court made the following:

ORDER: *(per Hon'ble Sri Justice C.V.Nagarjuna Reddy)*

This Writ Petition is filed for a *Mandamus* to declare the inaction of respondent No.1 in giving effect to the order of respondent No.2-District Consumer Disputes Redressal Forum, Hyderabad and in not paying amount to the petitioner as per the order, dated 15.02.2011 in C.C.No.339 of 2010 of respondent No.2, as illegal and arbitrary.

A perusal of the record shows that a Writ Petition, which is similar to the present Writ Petition, filed by one M.Gangadhara Rao and others was allowed by a learned single Judge. However, the order in the said Writ Petition was set aside by a Division Bench of this Court by its judgment, dated 21.11.2014, in Writ Appeal No.1431 of 2014. While allowing the said Writ Appeal, the Division Bench held that when the orders passed by respondent No.2 have reached finality, the writ petitioners are entitled to invoke the effective alternative remedy of seeking enforcement of the said orders and a writ Court cannot entertain the Writ Petitions of that nature.

At the hearing, it is not disputed that the issues raised in the present Writ Petition are identical to that raised in Writ Appeal No.1431 of 2014. Therefore, following the judgment in the afore-mentioned Writ Appeal, this Writ Petition is dismissed,

however, with liberty to the petitioner to approach respondent No.2 seeking enforcement of the order passed by it.

As a sequel to dismissal of the Writ Petition, interim order, dated 11.7.2011 in WPMP.No.23236 of 2011 is vacated and WPMP.No.23236 of 2011 is dismissed as infructuous.

JUSTICE C.V.NAGARJUNA REDDY

JUSTICE G.SHYAM PRASAD

01st September 2016
DR

