

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No.3976 OF 2016

ORDER:

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

Aggrieved by the inaction on the part of the District Collector, Vizianagaram District, the 2nd respondent, the petitioner filed the present Writ Petition.

It is stated that the Revenue Divisional Officer, Vizianagaram District, the 3rd respondent, has already submitted a detailed report to the 2nd respondent in Rc.No.1623/2008/A, dated 06.01.2009, recommending the case of the petitioner. However, no decision has been taken by the 2nd respondent so far. The petitioner has also filed several representations before various authorities and the Ministry of Defence, Government of India, Department of Ex-servicemen Welfare, requested the

2nd respondent under Ex.P5, dated 14.09.2015, to look into the matter and take appropriate action. In addition to that, the petitioner filed a representation before the Hon'ble the Chief Justice of this Court, which was forwarded on 19.08.2015

to the Secretary District Legal Services Authority, Vizianagaram, to take appropriate action. The petitioner has filed the present Writ Petition alleging that in spite of the said directions, no action is taken by the 2nd respondent, though it is the duty cast upon him as per B.S.O.No.15 (18).

It is true that the matter is pending with the 2nd respondent for quite long time and several directions, as referred to above, were

already issued by the different authorities keeping in view that the petitioner is an Ex-serviceman.

Learned Government Pleader for Revenue, who was granted time, was unable to get instructions in this regard.

Hence, in my view, interests of justice would be met by directing the 2nd respondent to take appropriate decision in the matter, after taking into consideration the report of the 3rd respondent and all other attendant circumstances including the extant rules as well as the policy of the State and communicate appropriate decision to the petitioner, expeditiously, preferably within a period of two months from the date of receipt of a copy of this order.

The Writ Petition is, accordingly, disposed of. There shall be no order as to costs.

Miscellaneous petitions, if any, pending in this Writ Petition shall stand closed.

VILAS V. AFZULPURKAR, J

23.02.2016

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