

HON'BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No.11085 OF 2016

ORDER:

Challenging the order dated 15.02.2016 cancelling the fair price shop authorisation in favour of the petitioner. The petitioner filed appeal before the 2nd respondent-Joint Collector on 27.02.2016. The petitioner also sought stay of the impugned order dated 15.02.2016. On earlier occasion against the cancellation order dated 19.12.2015, the petitioner approached this Court and the same came to be set aside giving liberty to the authorities to issue appropriate show cause notice and pass orders. Pursuant to the orders of this Court dated 11.08.2015 and pursuant to the show cause notice came to be issued, order dated 15.02.2016 is passed.

In that view of the matter, this Court deems it appropriate to direct the appellate authority to dispose of the appeal as expeditiously as possible, since the subject matter of the appeal before the appellate authority, who is the Joint Collector, is only cancellation of a fair price shop dealership license. However, in the interregnum period to prevent appointment of any third party as fair price shop dealer, interest of justice would be served in granting stay of the order of the lower authorities.

Accordingly, the writ petition is disposed of directing the 2nd respondent-Joint Collector to dispose of the appeal itself in a time bound manner. As the right of appeal being a statutory right and I deem it appropriate to grant stay of the order of the 3rd respondent-Revenue Divisional Officer, pending disposal of the appeal by the 2nd respondent. The 2nd respondent shall dispose of the appeal within a period of six weeks from the date of receipt of a copy of this order.

In view of the disposal of the main writ petition, miscellaneous petitions, if any, pending in the writ petition, shall also be closed.

CHALLA KODANDA RAM, J.

Date:06.04.2016.

kvrnm

HON'BLE SRI JUSTICE CHALLA KODANDA RAM

-
-

-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-
-

WRIT PETITION No.11085 OF 2016

-
-

Date: 06.04.2016

kvrn