

HON'BLE SRI JUSTICE S.V. BHATT

Writ Petition No.24301 of 2017

ORDER:

Though the prayer is one against inaction, this court is not inclined to exercise its discretion or jurisdiction and issue directions to the respondents to look into the appeal dated 17.04.2017. The appeal was made on 17.04.2017. The petitioner ought not to entertain the idea that the administration should go after his application and decide expeditiously. It is always desirable that little breathing time be given to the authorities in looking into grievances and passing orders. Further, there should be demand/refusal or reminder on the application already filed, and inaction if still continues, then a suitable prayer can be made for consideration by this court. The inaction complained by a party is again examined from different considerations viz., nature of prayer or grievance, hardship complained, whether timely decision is required to be taken or not. The discretion to issue Mandamus for disposing of applications whether statutory or otherwise ought not to be a matter of course.

For the above reasons, the writ petition is dismissed reserving liberty to the petitioners to file fresh writ petition, if decision is not taken after demand/refusal. No order as to costs.

Miscellaneous petitions, if any, pending, shall stand closed.

S.V.BHATT, J

Date: 24.07.2017
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