

THE HON'BLE SRI JUSTICE A.V. SESA SAI

WRIT PETITION No.6666 OF 2017

ORDER:

This writ petition, filed under Article 226 of the Constitution of India, challenges the order of suspension of fair price shop authorization of the petitioner herein, passed by the 3rd respondent – Revenue Divisional Officer, vide proceedings Ref:C/298/2016, dated 18.04.2016.

2. Heard learned counsel for the petitioner and learned Government Pleader for Civil Supplies for the respondents.

3. Admittedly, in the present writ petition, as against the order of suspension, which is impugned in the present writ petition, petitioner herein filed an appeal under the Control Order, 2008, on 26.04.2016 and also filed an application seeking stay of order of suspension of the Revenue Divisional Officer, vide Ref:C/298/2016, dated 18.04.2016. According to the petitioner, as advocated by the learned counsel for the petitioner, the said appeal is pending consideration before the Joint Collector – 2nd respondent herein.

4. Having regard to the submissions made by the learned counsel for the petitioner and learned Government Pleader, this Court is of the considered opinion that the ends of justice would be served, if the 2nd respondent is directed to dispose of

the appeal dated 26.04.2016 filed by the petitioner by fixing some timeframe.

5. For the aforesaid reasons, this writ petition is disposed of, directing the 2nd respondent – Joint Collector to dispose of the appeal dated 26.04.2016 filed by the petitioner herein, against the order of suspension dated 18.04.2016, passed by the Revenue Divisional Officer, in accordance with law, within a period of six weeks from the date of receipt of a copy of this order, after giving notice and opportunity of hearing to the petitioner herein.

6. Miscellaneous petitions pending consideration, if any, in this case shall stand closed in consequence. No order as to costs.

01.03.2017
SS

A.V.SESHA SAI, J

