

HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

WRIT PETITION No.15091 OF 2017

ORDER:

The case of the petitioners is that earlier when petitioners filed W.P.No.43060 of 2016 against the 2nd respondent seeking a direction to adjudicate upon the proceedings in Rc.157 of 2016, this Court vide order dated 13.12.2016 disposed of the said writ petition directing the 2nd respondent herein to dispose of the proceedings in Rc.157 of 2016 as early as possible preferably within a period of three (03) months from the date of receipt of copy of this order. As the respondents are not disposing of the said proceedings, once again the petitioners filed the present writ petition.

Learned counsel for the petitioners submits that since the word preferable is used in the order, the respondents are not implementing the order in W.P.No.43060 of 2016.

On the other hand, learned Assistant Government Pleader for Revenue submits that already a specific direction was given in the earlier writ petition, as such, the present writ petition is not maintainable.

Rule 21 of Writ Proceedings Rules, 1977 (for short 'the Rules') reads as follows:

“Unless the Court otherwise directs, the direction or order made or the rule absolute issued by the High Court shall be implemented within two months of the receipt of the order”.

It is to be seen that in this case, time limit is already fixed. Even otherwise, the respondents are obligated to dispose of the order as per Rule 21 of Rules.

In view of the above, since there is already a specific direction, I do not see any reason to entertain the writ petition. Accordingly, writ petition is dismissed. No costs.

Miscellaneous petitions, pending if any, shall stand closed in the light of this final order.

A.RAJASHEKER REDDY,J

26-04-2017
dv



