

THE HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.1885 of 2014

ORDER:

The matter is listed at the instance of the respondent-Corporation seeking to vacate the interim order of this Court, dated 28.01.2014.

2. Counter-affidavit is filed.

3. With the consent of the parties, the writ petition itself is being disposed of, as the matter is of simple nature.

4. According to the petitioners, they are licensees of stalls owned by the respondent-Corporation. On account of agitation for separate statehood, i.e., "Samaikya Andhra" agitation, business of the petitioners was affected to large extent. As the petitioners' business is affected and if the licence fee which was agreed to be paid on earlier occasion and the likely business that may be generated based on the traffic inflow, was taken into consideration, there being disruption on account of the agitation, petitioners' case is entitled to be considered for remission of the licence fee for the said period.

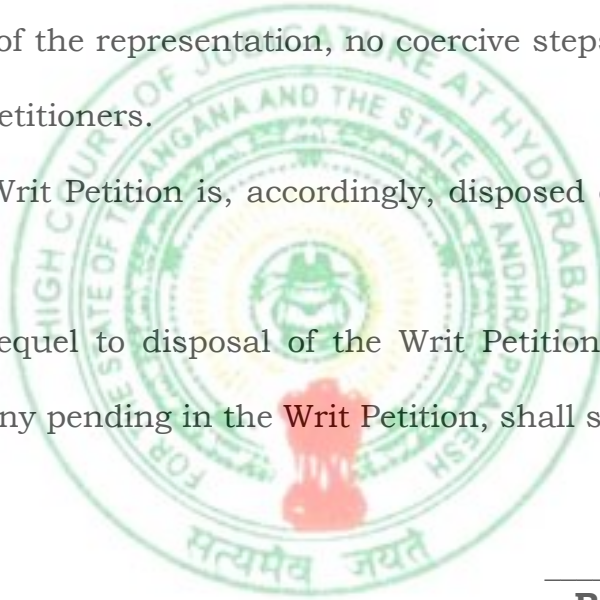
5. On the other hand, learned Standing Counsel for the respondent-Corporation opposes the writ petition and submits that writ petition of the nature does not lie and the relief of the nature which the petitioners are seeking cannot be granted as the same is governed by the terms of the deed of licence entered into between the petitioners and the respondent-Corporation. However, learned Standing Counsel would submit that if there is any grievance, it is

always open for the petitioners to approach the competent authority, who shall consider the same in accordance with law and subject to the terms of the agreement.

6. Having considered the respective submissions, without expressing any opinion on the merits of the matter, the writ petition can be disposed of with a liberty to the petitioners to file a representation to the respondent authorities and on receipt of the same, the respondent-authorities shall consider the representation submitted by the petitioners and dispose of the same within a period of eight (8) weeks from the date of receipt of this order. Till the disposal of the representation, no coercive steps shall be taken against the petitioners.

7. Writ Petition is, accordingly, disposed of. No order as to costs.

As a sequel to disposal of the Writ Petition, miscellaneous petitions, if any pending in the Writ Petition, shall stand closed.



RAJA ELANGO,J

Date: 17th April, 2017

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