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

WRIT PETITION No.5567 of 2017

ORDER:

The grievance of the petitioner in this Writ Petition is that the proceedings under Section 6-A of the Essential Commodities Act, 1955 (for short 'the Act') have been initiated against him and pending the same, the respondents are proposing to dispose of the seized stock.

Counsel for the petitioner contends that pending disposal of the 6-A enquiry, the seized stock may not be disposed of and a time limit be fixed for completion of proceedings under Section 6-A of the Act. He also contends that the seized stock is not perishable in nature and the petitioner is ready to furnish immovable property security for the value of the seized stock.

The learned Government Pleader for Civil Supplies, appearing for respondents, states that the stock seized from the petitioner is not perishable and that the respondents will complete the enquiry under Section 6-A of the Act, within two months. It is further submitted by the learned Government Pleader that the petitioner herein may be directed to furnish the bank guarantee.

Having regard to the said submissions, this Writ Petition is disposed of, directing the respondents to complete 6-A proceedings initiated against the petitioner herein, within a period of two months from the date of receipt of a copy of this order and

pending enquiry, the stock seized from the petitioner may not be sold and if the petitioner offers to furnish immovable property security, the respondents may consider for releasing the stock to the petitioner on his furnishing immovable property security for the value of the seized stock.

Consequently, Miscellaneous Petitions, if any pending in this Writ Petition, shall stand closed. No order as to costs.

A.V.SESHA SAI, J

20th FEBRUARY, 2017.

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HIGH COURT OF JUDICATURE AT HYDERABAD FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH
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