

HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

WRIT PETITION No.28523 OF 2017

ORDER :

This writ petition is filed challenging the proceedings dated 05.08.2017, issued by the 2nd respondent removing the petitioner from service.

Learned counsel for the petitioner submits that the impugned proceedings are issued without considering the explanation dated 07.07.2017 submitted by the petitioner in pursuance to the show cause notice dated 03.07.2017. Learned counsel for the petitioner also tried to argue the matter on merits. He states that some of the documents sought by the petitioner under RTI Act were supplied to the petitioner after passing of the removal order which is in violation of principles of natural justice, as such the writ petition is maintainable.

On the other hand, learned Standing Counsel for the respondent Corporation submits that against the impugned proceedings petitioner has remedy of appeal and also review; and that bypassing the same, present writ petition is filed.

In this case, it is to be seen that after issuing notice, conducting enquiry and basing on the enquiry report, impugned order is passed. In view of the same, this Court is not inclined to entertain the writ petition only on the ground that the petitioner has alternative remedy.

Accordingly, the writ petition is dismissed. However, it is open for the petitioner to avail remedy of appeal as per law. No order as to costs.

As a sequel thereto, miscellaneous petitions, if any, pending in the writ petition, shall stand closed.

A.RAJASHEKER REDDY, J

30.08.2017
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