

**THE HON'BLE SRI JUSTICE S.V.BHATT**

**WRIT PETITION No.43082 of 2017**

**ORDER:**

The petitioner aggrieved by the ejectment order, dated 28.10.2017 passed by the 3<sup>rd</sup> respondent filed appeal before the 2<sup>nd</sup> respondent on 23.11.2017.

Now the grievance of petitioner is that neither the stay application nor the appeal is taken up for hearing. Hence, the writ petition.

Heard Mr.M.M.M.Srinivasa Rao for petitioner and the Assistant Government Pleader for Social Welfare.

The right of appeal is valuable statutory remedy and the 2<sup>nd</sup> respondent, after examining the prima facie case, balance of convenience etc., by now, ought to have passed an order in the stay petition filed by the petitioner.

The Assistant Government Pleader submits that instead of directing the 2<sup>nd</sup> respondent to dispose of stay application, the appeal filed on 23.11.2017 can be directed to be disposed of expeditiously.

The statement is placed on record.

Having regard to the above circumstances, the ejectment order of 3<sup>rd</sup> respondent, dated 28.10.2017, is stayed pending disposal of appeal by 2<sup>nd</sup> respondent. The

appeal is directed to be heard and disposed of, as expeditiously as possible, preferably within four months from the date of receipt of a copy of this order.

The writ petition is disposed of accordingly. No order as to costs.

Miscellaneous petitions, if any, pending, shall stand closed.

Dt: 19.12.2017  
dv

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**S. V. BHATT, J**



