

WRIT PETITION No.1298 of 2018

ORDER:

This writ petition is filed under Article 226 of the Constitution of India, seeking the following relief:

“to issue a Writ, Order or Directions, more particularly one in the nature of Writ of Mandamus, by declaring the action of the Respondents herein for the eviction of the Petitioner as bad, illegal, arbitrary, discriminatory, void, violative of the Rules and also violative of the Article 14, 19 and 21 of the Constitution of India and consequently direct the Respondents herein:

- a) To call for the records pertaining to the Order & Decree Dated 31.07.2017 in O.A.No.422 of 2013 on the file of the Hon'ble Andhra Pradesh Endowments Tribunal at Amaravathi, Pedakakani, Guntur District and set them aside;
- b) To award costs;
- c) And pass any such other Order or further Orders as this Hon'ble Court may deem fit, proper and necessary in the circumstances of the case..”

2. Heard the learned counsel for the petitioner and the learned Government Pleader for Endowments representing respondents 1 and 3 before ordering notice to respondent No.2 and perused the prayer in the writ petition with supporting affidavit and the impugned order and decree dated 31.07.2017 in O.A.No.422 of 2013 passed by the A.P.Endowments Tribunal, Amaravathi, Pedakakani.

3. The decree containing eight clauses from the operative portion of the common order/ award along with other matters in relation to the writ petitioner claimed as respondent therein concerned, is crystal clear from clause (c) that he is entitled to make a representation for taking into consideration if at all to renew the lease/license and orders to be passed within six

months from the date of representation either considering or rejecting and if no orders are passed, it is a deemed continuation and also the payment of the amount towards use and occupation/ rent from clause (b).

4. Having regard to the above, there is nothing to admit the writ petition, much less, to keep pending for no any illegality in the impugned order.

5. Accordingly, the Writ Petition is disposed of. The petitioner is at liberty to file such representation within one week from today to consider on own merits. Further remedies left open.

6. Consequently, miscellaneous petitions, if any shall stand closed. No order as to costs.



JUSTICE Dr. B.SIVA SANKARA RAO

Date: 19.01.2018

Note:

Issue C.C. by 22.01.2018.

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