

THE HON'BLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION No.10762 OF 2015

DATED :08.11.2018

Between :

Cheni Nagesh S/o.Venkanna,
Age : 61 yrs, Occu : Fair Price Shop Dealer,
Shop No.1968, Jagtial Town,
Jagtial Proper and Mandal,
Karimnagar District.

.. Petitioner

And

The State of Telangana,
Rep., by its Principal Secretary to the Consumer Affairs,
Food and Civil Supplies Department,
Secretariat Buildings, Hyderabad & others.

.. Respondents



This court made the following :

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ORDER :

Heard learned counsel for the petitioner and learned Government Pleader for Civil Supplies for respondents.

2. By the order impugned, the fair price shop dealership of the petitioner is suspended until the outcome of the proceedings under Section 6-A of the Essential Commodities Act (for short 'the E.C.Act').

3. This Court by order dated 30.04.2015, granted interim suspension of the proceedings dated 31.03.2015 and petitioner is continuing to operate the fair price shop dealership, pursuant to the interim directions of this Court.

4. Learned counsel for the petitioner submits that on the same issue, this Court rendered judgment in W.P.No.27750 of 2010.

5. From a reading of the above judgment, it is seen that this Court found fault with the decision to place dealership under suspension without specifying the period and merely on the ground of pending proceedings under Section 6-A of the E.C.Act, and set aside the order of suspension.

6. Following the said decision, the order impugned is set aside and the Writ Petition is allowed. However, this order does not come in the way of competent authority taking action under Section 6-A of the E.C.Act. Pending miscellaneous petitions shall stand closed.

P.NAVEEN RAO,J

8th November, 2018
Rds

