

HON'BLE SRI JUSTICE M.S.RAMACHANDRA RAO

W.P.No.19454 of 2018

ORDER:

Heard the learned counsel for the petitioners and the learned Government Pleader for Panchayat Raj appearing for the respondent Nos.1 to 3.

2. Petitioners' grievance is that 1st respondent has stayed the order 07-04-2018 issued against 4th respondent suspending 4th respondent as Sarpanch and that the 1st respondent has no such power.

3. Learned Government Pleader for Panchayat Raj appearing for respondent Nos.1 to 3 states that under Section 264 of the A.P. Panchayat Raj Act, 1994, there is a *suo motu* power of revision empowering the Government (1st respondent) to exercise revisional power and that the said power was actually invoked by 4th respondent through an application dt.16-04-2018 and thereafter, the impugned order of stay was granted while posting the case for hearing on 05-03-2018 by the Hon'ble Minister for Panchayat Raj.

4. Learned counsel for the petitioners contends that petitioners had appeared on 05-05-2018, but the Minister was not available that the Revision was not taken up and no subsequent date of hearing has even been intimated. He therefore prays for a direction be given to 1st respondent to decide the Revision within a reasonable period.

5. Since the suspension pending enquiry against Sarpanch can be imposed only for three months and since already 1 ½ months have elapsed, the 1st respondent is directed to decide the Revision within four weeks from today without fail after hearing the petitioners' as well as 4th respondent and communicate its decision to the petitioners.

6. Accordingly, the Writ Petition is disposed of. No costs.

7. As a sequel, the miscellaneous petitions, if any pending, shall stand closed.

Date: 14-06-2018
kvr

JUSTICE M.S.RAMACHANDRA RAO

