

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION No.6215 of 2019

ORDER:

This writ petition is filed for the following relief;

“to issue a writ order or direction especially one in the nature of Writ of *Mandamus* declare that

a) The punishment imposed against the petitioner vide office order ref.No.RG2/PER/CF/AM/2841, dated 18.09.2018 of the 3rd respondent is illegal and arbitrary.

b) And further declare that action of the 2nd respondent in not disposing of the appeal filed by the petitioner dated 29.09.2018 is illegal and arbitrary.

c) and pass such order or orders as this Hon'ble Court may deemed fit and proper in the circumstances of the case.”

Heard Sri M.Srinivasa Rao, learned counsel for the petitioner and Sri J.Srinivasa Rao, learned Standing Counsel for the respondents.

It is the case of the petitioner that while he was working as EP Operator in Singareni Collieries Company, the Disciplinary Authority has initiated disciplinary proceedings against him and after conducting enquiry has imposed punishment of reversion to a lower stage or lower grade by reducing five increments with cumulative effect; and that against the said order, he preferred an appeal dated 29.09.2018 to the appellate authority, but the appellate authority has not passed any orders.

Learned counsel for the petitioner submits that appropriate orders be passed in the writ petition directing the appellate authority to dispose of the appeal preferred by the petitioner, in accordance with law.

Learned Standing Counsel appearing for the respondents submits that the appeal preferred by the petitioner would be considered by the appellate authority and appropriate orders would be passed in accordance with law.

Having considered the rival contentions made by the learned counsel on either side, this writ petition is disposed of directing the appellate authority to consider the appeal preferred by the petitioner on 29.09.2018 and pass appropriate orders in accordance with law within a period of eight weeks from the date of receipt of a copy of this order. No order as to costs.

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

ABHINAND KUMAR SHAVILI, J

26.03.2019

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