

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**

WRIT PETITION NO. 518 OF 2022

Shripat Bahuuddeshiya Sanstha,
through its President, Wasudev
Domaji Wankhede, Aged about
60 years, Occupation – Agriculturist,
R/o Atkali, Tq., Telhara, District-Akola.

.... **PETITIONER**

VERSUS

1) Deputy Commissioner (Food, Supply
and Administration), Amravati
Division, Amravati.

2) District Supply Officer,
Food Supply Department, Akola.

3) Shri Revansidha Maharaj Swayasahayata,
Mahila Samuh, Atkali, Taluka-Telhara,
District – Akola, through Pooja Nitin
Darokar, Aged about 30 years,
Occupation – Agriculturist,
R/o Atkali, Taluka – Telhara,
District – Akola.

.... **RESPONDENTS**

Mrs. R.S. Sirpurkar, Counsel for the petitioner,
Mr. K.L. Dharmadhikari, AGP for the respondents.

CORAM : ROHIT B. DEO, J.
DATED : 15th FEBRUARY, 2022

ORAL JUDGMENT :

Heard. **Rule.** With consent, the petition is heard finally.

2. The grievance of the petitioner is that the fair price authorisation which is granted in its favour, is stayed in appeal preferred by respondent 3 vide order dated 14-1-2022 rendered by the Deputy Commissioner (Food, Supply and Administration) Amravati Division, Amravati.

3. I note that the order impugned is an *ad interim* order.

4. While I am not inclined to interfere in the writ jurisdiction, it would be appropriate if the petitioner is permitted to prefer an application for vacating the stay, and the same is considered by the appellate authority expeditiously.

5. The petitioner shall appear before the appellate authority on 17-2-2022 and shall, if so advised, file an application seeking vacating the *ex parte* interim order or in the alternate for final hearing of the appeal.

6. If such an application is preferred, the appellate authority shall either confirm or reject the interim relief or in the alternative may dispose of the appeal finally, within next fifteen days.

7. The petition is disposed of in the afore-stated terms.

JUDGE

adgokar