

HON'BLE DR. JUSTICE K. MANMADHA RAO

WRIT PETITION (AT) No.753 of 2021

ORDER :

Today, when the matter is taken up for hearing, learned Government Pleader appearing for the respondents represented that already the petitioner herein has filed W.P.No.16375 of 2017 before a Division Bench of this Court with the same cause of action and the same was allowed vide order dated 23.11.2017. Against the same, the Government has preferred SLP vide SLP (Civil) Nos.39705 of 2018 before the Hon'ble Supreme Court and the same is pending. He further represented that once the petitioner has availed the remedy, while pending O.A., the petitioner has preferred Writ Petition before the Division Bench of this Court. He further submits that in view of the above circumstances, the cause in the present writ petition does not survive by way of availing alternative remedy and hence it has become infructuous.

Recording the said submissions of learned Government Pleader, the Writ Petition is dismissed as infructuous. There shall be no order as to costs. As a sequel, all the pending miscellaneous applications shall stand closed.

DR. K. MANMADHA RAO, J.

Date : 20-01-2023
Gvl

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