

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.11.2015

CORAM:

THE HONOURABLE MR. JUSTICE R.MAHADEVAN

W.P.No.29322 of 2015

South Indian Sugar Mills Association
Tamil Nadu, Rep by its Secretary
Karumuthu Centre 2nd Floor
634 Anna Salai Chennai 35 [Petitioner]
Vs

1 The Union of India
Rep by the Joint Secretary to the Govt.
Ministry of Consumer Affairs
Food & Public Distribution
Dept. of Food & Public Distribution
Krishi Bhavan New Delhi

2 The Chief Director (Sugar)
Directorate of Sugar Krishi Bhawan
New Delhi 110 114

3 Addl. Chief Secretary
Government of Tamil Nadu
Industries Department Secretariat
Fort St. George Chennai -600 009

4 Director of Sugar
690 Anna Salai Nandhanam Chennai 35

[Respondents]

Prayer: This Writ Petition under Article 226 of the Constitution of India for the issuance of a Writ of certiorarified mandamus calling for the records of the 1st respondent comprised in its Notification bearing No. 3(1)/2014-SP.II dt 2.2.2015 determining the Fair and Remunerative Price for the year 2015-2016 under the Sugarcane Control Order 1966 and quash the same as being arbitrary illegal unconstitutional and ultra vires the provisions of the Sugarcane Control Order 1966 and consequently direct the 1st respondent to re-determine the Fair and Remunerative Price for the year 2015-2016 with due regard to all the parameters set out in Clause 3 (1) of the Sugarcane Control Order 1966 and all the recommendations of

the Commission on Agricultural Costs and Prices in its report dt 14.8.2014 including the creation of a Sugar Stabilization Fund for the purpose of bridging any gap between the "Fair and Remunerative Price" and the Cane price fixed using the Revenue Sharing Formula.

For petitioner Mr.P.S.Raman Senior Counsel for
Mr.R.Parthasarathy

For Respondents Assistant Solicitor General (R1&2)
Mr.P.Sanja Gandhi, AGP (R3)
Mr.Bala Ramesh, (R4)

O R D E R

Learned counsel appearing for the petitioner has submitted letter dated 30.10.2015 to the Registry seeking permission of this Court to post the above writ petition for withdrawal. The matter is listed today under the heading for withdrawal. When the matter is taken up today, a similar request is made before this Court and the learned counsel also submitted that liberty may be given to the petitioner to move this Court again, if so advised and an endorsement has also been made to that effect.

2. Hence, the Writ Petition stands dismissed as withdrawn with such liberty. No costs. Connected miscellaneous petitions are also dismissed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

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To
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The Union of India
Rep by the Joint Secretary to the Govt.
Ministry of Consumer Affairs
Food & Public Distribution
Dept. of Food & Public Distribution
Krishi Bhavan New Delhi

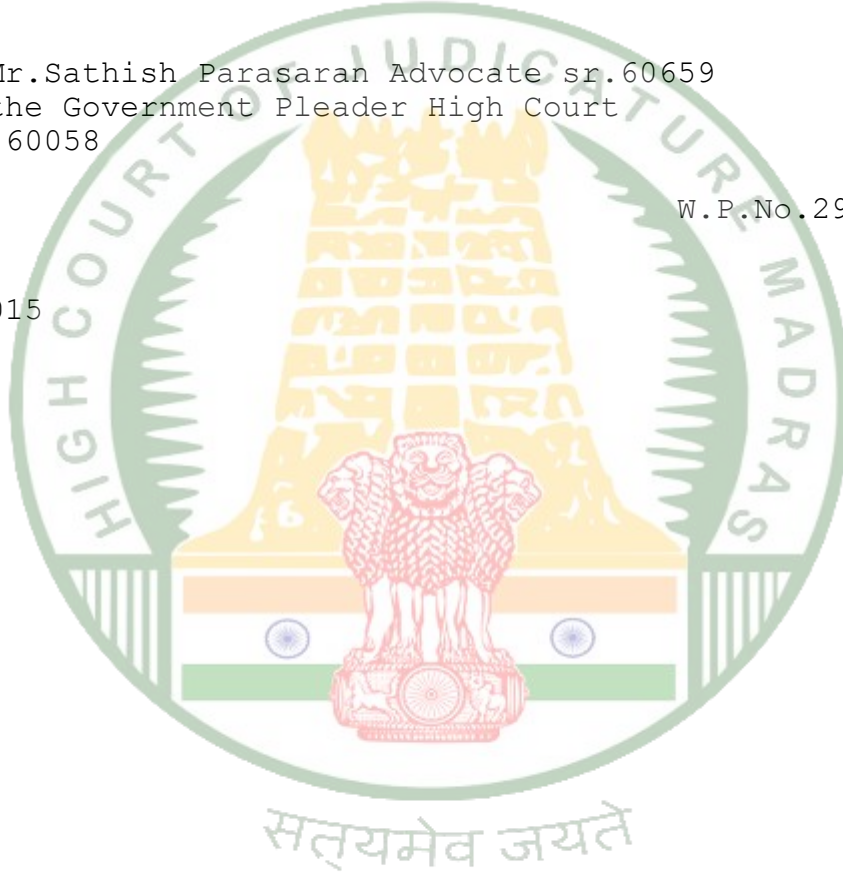
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- 2 The Chief Director (Sugar)
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- 4 Director of Sugar
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+1 cc to Mr.Sathish Parasaran Advocate sr.60659
+1 cc to the Government Pleader High Court
Madras sr.60058

W.P.No.29322 of 2015

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