

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.11.2015

CORAM

THE HON'BLE Mr. JUSTICE M.M.SUNDRESH

W.P.Nos.2319 & 2320 of 2003

Tea Buyers Association of Coimbatore,
Sai Nilayam, First Floor,
36, Krishnamasamy Mudaliar Road,
Coimbatore-641 001.
Rep., by its Chairman.

.. Petitioner in
both WPs.

Vs.

1.The Union of India,
rep., by Secretary,
Ministry of Commerce,
Udyog Bhavan, New Delhi-100 001.

2.Tea Board, Rep., by its Chairman,
Head Office at No.14, B.T.M. Sarani,
Kolkatta-700 001.

.. Respondents 1
& 2 in both W.Ps.

3.The Special Officer,
The Indooserve, Post Box No.37,
Church Road, Coonoor-643 101,
Nilgiris.
(R3 impleaded as per order dt.31.1.2003
in WPMP.3862/2003 & 3863/03

4.The United Planters' Association of
Southern India,
Represented by its Secretary General,
Mr.Ullas Menon, Glenview, Coonoor,
Nilgiris District.

(R4 impleaded as per order dt.31.1.03
in WPMP.3931/2003) & 3932/03

..Respondents 3 &4 in
both WPs

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5.The Nilgiris Bought Leaf Tea
Manufacturers' Association,
represented by President
Thiru M.Balasundaram,
9, Mount Road, Coonoor,
The Nilgiris District-643 102.

..5th Respondent in
WP.2319/15

..6th Respondent in
WP.No.2320/15

6.The Nilgiris Small Tea Growers' Association,
represented by Thiru P.Ravindran,
Member, Executive Committee,
9, Mount Road, Coonoor,
The Nilgiris District-643 102.

...6th Respondent in
WP.2319/15

...5th Respondent in
WP.2320/15

7.Nilgiris Tea Growers Protection Centre,
No.18/638, Reeba Complex, Kotagiri,
The Nilgiris, rep., by its President.
(R5 to R7 impleaded as per order dt.
14.02.2003 in WPMPS.5349, 5350 & 5468/03
respectively) & 5351, 5352 & 5469/03
respectively)

..7th Respondent in
both WPs

Petition in W.P.No.2319 of 2003 is filed under Article 226 of The Constitution of India praying to issue a writ of Declaration declaring Clause 2(1), 4, 6, 7(2), 17, 21, 22, 23, 27 and 28 of Tea Marketing Control Order, 2003 issued by the first respondent and published in Gazette of India dated 01.01.2003 as arbitrary, violative of Article 14 and 19(1) of the Constitution and ultra vires the Tea Act, 1953 in so far as the members of the petitioner are concerned.

Petition in W.P.No.2320 of 2003 is filed under Article 226 of The Constitution of India praying to issue a writ of Declaration declaring Clauses 2 and 3 of the directives No.12 (23)/CL/2002-03/4692, dated 6.1.2003 issued by the second respondent under Clause 13 of Tea Marketing Control Order, 2003, pertaining to division of lots and proxy bidding as arbitrary and ultra vires the Tea Act, 1953 in so far as the members of the petitioner are concerned.

For Petitioner	.. No appearance
For respondents	.. No appearance

COMMON ORDER

When the writ petitions were taken up for hearing on 28.10.2015, there was no representation on behalf of the petitioner and hence, the matters have been listed today under the caption ''for dismissal''. Even today, there is no representation on behalf of the petitioner. Hence, these writ petitions are dismissed for non prosecution. No costs.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

raa

To

1.The Secretary,Union of India,
Ministry of Commerce,
Udyog Bhavan, New Delhi-100 001.

+2 ccs to Mr.J.Madanagopal Rao, Sr CGSC
sr.nos.60974 & 90671/15

W.P.No.2319 & 2320
of 2003

aa26/11/2015

सत्यमेव जयते

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