

HON'BLE SRI JUSTICE T.SUNIL CHOWDARY

WRIT PETITION No.25063 of 2016

ORDER:

This writ petition is filed under Article 226 of the Constitution of India seeking a writ of Mandamus declaring the action of the second respondent in interfering with the manufacturing, sale and supply of the petitioner's bio-products like Root (Humic Dest), Root (Humic LQ), Ring (SP) 150G, Omizyme GR (5 or 10 Kg), Omi Grow (Humic & Seeweed, I-Con (Nitrobenz 50%), Past 100ML (Grovia), Bat (Benzyme), Re-poer 250ML, Best 250 ML, Best Clear 250ML (MR Wight), Might 555 250 ML, Mark 777 250 ML, Bone-8 250ML, Bone Top 250ML, Unicorn 100ML + 100 ML, Ra-one 100ML + 100 ML, Perfect 250ML, Bull-2 250ML, Amazon 100GR, Asura 100GR, Mig-81 100ML (Cora), Hippo 250ML, Hyena 250ML, Lynex 100G (Tall), Leaf Stare 200ML, Rooster 200ML, Jagur 250ML, Viral-3, Pencilin, Pin, Lock 250ML, Mukti, Rent, Drop, Ola, 6T9, Stricker and KG, which contains Amino Acid and Sea-Weed Extract, by issuing Memo No. PP.II(1)2085/2005, dated 21.01.2006 and the consequential letter No.PP.II(1)2085/2005, dated 21.01.2006 as illegal, arbitrary, unconstitutional, without jurisdiction and further direct the second respondent not to interfere with in any manner with the bio-products of the petitioner including from the licensed premises of its dealers/stockists under the Insecticides Act, 1968 and the Fertilizers Control (Order) Act, 1985.

2. Heard the learned counsel for the petitioner and the learned Government Pleader for Agriculture.

3. Learned counsel for the petitioner states that the subject matter in this writ petition is squarely covered by the common order passed by this Court in W.P.No.25293 of 2014 and batch dated 10.07.2015. He further submitted that this Court followed the same decision in W.P.No.6422 of 2016. It is not the case of the respondents that the

orders passed by this Court in Writ Petition No.25293 of 2014 and batch has been stayed or suspended as on today. Therefore, it is binding on the respondents.

4. Accordingly, this Writ Petition is disposed of in accordance with and in terms of the orders of this Court dated 10.07.2015 in W.P.No.25293 of 2014 and batch. No order as to costs. Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

T.SUNIL CHOWDARY, J

Date: 28.07.2016

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