

THE HON'BLE SRI JUSTICE A.V.SESHA SAI

WRIT PETITION Nos.12209, 12224, 12242, 12245, 12250 & 12255 of 2018

COMMON ORDER:

When these matters are taken up, it is submitted by the learned counsel for the petitioners that the issue in the present Writ Petitions is squarely covered by the common order, dated 11.10.2017, passed by this Court in W.P.No.14356 of 2017 & batch. The operative portion of the said order reads as under:

“A reading of the orders of the licencing authority and the appellate authority clearly shows that no such clear finding was recorded and in the absence of any evidence on record, it is not possible to remand the matter to the appellate authority for fresh consideration. In the circumstances, all the writ petitions are allowed by setting aside the impugned orders of cancellation of licences. However, the authorities under the Seeds Act and the Seeds Control Order shall take appropriate steps for educating the farmers with regard to the future losses in case of spurious seeds. They shall also inspect the shops of the dealers periodically in order to prevent utilization of such spurious seeds by the farmers, resulting in huge loss to them. However, this order will not prevent the farmers from claiming compensation against the manufacturers and distributors, if any, in separate proceedings”.

Following the above said order, and for the reasons recorded therein, these Writ Petitions are also allowed in terms thereof. There shall be no order as to costs.

Office to enclose a copy of the common order, dated 11.10.2017, in W.P.No.14356 of 2017 & batch to this order.

As a sequel thereto, the miscellaneous petitions in these Writ Petitions, if any, shall stand closed.

A.V.SESHA SAI,J

04th April, 2018
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