

HONOURABLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION No.36958 of 2018

Date : 30.10.2018

Between:

Sri Ankala Parameshwari Bio Fertilizers
Represented by its Managing Director N Hanumaiah S/o
Ramaiah Manufacturing Unit at Sy No 229 to 234 Anmagal
Hayathnagar Hayathnagar Mandal RangaReddy District and
Sale point at Plot No F5 Indexel Estate Industrial area Kalluru
Mandal Kurnool District

Petitioner

And

The State of Andhra Pradesh
Agriculture Department Represented by its Principal
Secretary A P Secretariat Velagapudi Amaravathi Guntur
District Andhra Pradesh & others

Respondents

The Court made the following:



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ORAL ORDER:

Petitioner firm claims that it is engaged in the business of manufacturing of organic fertilizers like City Compost, Vermi Compost and Press Mud for a long time and consequent to amendment to Fertilizers (Control) Order, 1985 (for short the Order, 1985) dated 16.8.2013, though Press Mud was not included, the Agricultural Officers of Anantapur, Visakapatnam, East Godavari, West Godavari and Kurnool are seizing their products alleging that Press Mud is also included in amendment to Order, 1985.

2. When the matter is taken up, learned counsel for petitioner and learned Assistant Government Pleader fairly submit that on same issue, this Court passed orders in W.P. No. 13717 of 2014 dated 7.7.2014 and this writ petition can also be disposed of in terms thereof. Wherein, in paragraph 4, this Court held as under:

“4. Admittedly, press mud and entries relating thereto were omitted from Schedule IV, in Part A, to the Fertilizer (Control) Order, 1985 and that when the petitioner applied for the licence in respect of the same, the respondent authorities have not granted by stating that it was not deleted from the Control Order. In view of the deletion of the product press mud from Schedule IV, Part A of the Fertilizers Control Order, the respondent authorities cannot interfere with the activity of the petitioner in respect of press mud.”

3. Following the same, the respondent authorities are directed not to interfere with the activities of the petitioner in respect of ‘Press Mud’. Accordingly, writ petition is allowed. No costs. Miscellaneous petitions, if any pending, are closed.

P NAVEEN RAO,J

DATE:30-10-2018
TVK

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