

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.09.2020

CORAM

THE HON'BLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.13716 of 2020
and
W.M.P.No.17057 of 2020

Farook Ali Ibrahim
S/o.Ibrahim
Proprietor of M/s.Green Earth Organic
No.2/413, Chinnathottipalayam, Bellathi Panchayat
Mettupalayam, Tamil Nadu - 641 104. ...Petitioner

Vs.

- 1.The Chairman
Tea Board of India
No.14, BTM SARANI (Barbourne Road)
Kolkata - 700 001.
- 2.The Executive Director & Registering/Licensing Authority
Tea Board of India
Department of Commerce, Union of India
"Shelwood", Club Road
Post Box No.6, Coonoor
Nilgiris District. ...Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the order dated 06.07.2020 passed by the 2nd respondent pertaining to his proceedings in reference No:5 (93)/TWCO/CNR/11/193 and quash the same and consequently, direct the respondents to consider the petitioner's request for renewal of license.

For Petitioners : Mr.M.Arul Raj

O R D E R

This matter is taken up for hearing through Video Conferencing mode.

2. This writ petition is filed challenging the order of the second respondent dated 06.07.2020, cancelling the licence given to the petitioner under Tea Estate Control Order 1959.

3. As against the said order of the second respondent, an appellate remedy is available before the concerned authority of the Central Government, as it is evident from the impugned order itself. Therefore, this Court is of the view that this writ petition cannot be entertained, as the petitioner has to avail such statutory appellate remedy before the concerned authority. Therefore, by granting liberty to the petitioner to file such an appeal before the concerned authority within a period of three weeks from the date of receipt of a copy of this order, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS-III)

//True Copy//

Sub Assistant Registrar

mk/vri

To

1.The Chairman

Tea Board of India

No.14, BTM SARANI (Barbourne Road)

Kolkata - 700 001.

2.The Executive Director & Registering/Licensing Authority

Tea Board of India

Department of Commerce, Union of India

"Shelwood", Club Road

Post Box No.6, Coonoor

Nilgiris District.

W.P.No.13716 of 2020

VG II(CO)

CB(05/10/2020)