



W.P.No.17519 of 2014 &
M.P.No.1 of 2014

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 31.01.2023

CORAM

THE HONOURABLE DR. JUSTICE ANITA SUMANTH

W.P.No.17519 of 2014 &
M.P.No.1 of 2014

Polyhedron
TIN: 33312902840
Rep. by its Proprietor
S.Siva Shanmugam,
30, towerline Colony,
Collectorate PO,
Erode District.

... Petitioner

Vs

- 1.State of Tamil Nadu
Rep. by its Secretary to Government
Agricultural Department,
Fort St.George, Chennai - 9.
- 2.The Tamil Nadu State Agricultural
Marketing Board,
Rep. by its Commissioner,
Agricultural Department Marketing,
Guindy, Chennai - 32.
- 3.Erode Agricultural Marketing Committee,
Rep. by its Secretary, Erode.
- 4.The Superintendent,
Agricultural Marketing Committee,
Erode, Erode District.

... Respondents



W.P.No.17519 of 2014 &
M.P.No.1 of 2014

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus forbearing the respondents from enforcing the provisions of the Tamil Nadu Agricultural Produce Marketing (Regulation) Act, 1987 and the rules made thereunder or Byelaws by any Marketing Committee in respect of Purchase of any notified Agricultural produce effected outside the notified market area or outside the market premises of notified area and sold inside or outside the market area issued in the Government Gazette in G.O.Ms.No.3 & 4, dated 03.01.2003 issued by the 1st respondent.

For Petitioner : Mr.C.Prakasam

For Respondents : Mr.B.Vijay
Additional Government Pleader - R1 & R2

Mr.V.Jaya Prakash Narayan - R3 & R4

ORDER

All learned counsel would concur on the position that the prayer sought for in this writ petition being a mandamus forbearing the respondents from enforcing the provisions of the Tamil Nadu Agricultural Produce Marketing (Regulation) Act, 1987 and connected Rules and bye laws in respect of notified agricultural produce effected out side the notified market area, stands covered against the petitioner by a decision of a Division Bench of this Court in the case of *Thiruvavarur Agricultural Marketing Committee v. State of Tamil Nadu* (CDJ 2015 MHC 8336).



W.P.No.17519 of 2014 &
M.P.No.1 of 2014

2. In light of the aforesaid order, which is binding on this Court, this writ petition seeking mandamus as sought for is not liable to be issued and this writ petition is dismissed. No costs. Connected miscellaneous petition is closed.

31.01.2023

vs

Index : No

Speaking Order

Neutral Citation: No

To

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W.P.No.17519 of 2014 &
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Dr.ANITA SUMANTH,J.

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W.P.No.17519 of 2014 &
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