

**HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)**

**WEDNESDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 17101 OF 2011

Between:

1. Mahadev Sitharam Cotton Mills (India) Pvt. Ltd., 4-3-58/3D, Basar Road, Bhansa, Adilabad District, Registered Office at # 4-1-896, 1st Floor, Rama Towers, Tilak Road, Abids, Hyderabad, Rep. by its Director, Vishal Dhananiwala, S/o. Suresh Kumar.D, R/o. Bhainsa, Adilabad District.
2. Vishal Dhananiwala, S/o. Suresh Kumar D., aged about 26 years, R/o. Bhainsa, Adilabad District.

...PETITIONERS

AND

1. Government of India, Ministry of Commerce and Industry, Rep. by its Principal Secretary, New Delhi.
2. Directorate General of Foreign Trade, Udyog Bhavan, New Delhi.
3. Textile Commissioner, Post Bag No. 11500, Mumbai - 400 020.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ of Mandamus or any other writ, order or direction declaring the action of the respondents in issuing public Notice No. 55(RE-2010)2009-2014 dated 17-06-2011 specifying therein that the allocation of export registration would be made only for those persons who have exported cotton in the two previous cotton years and excluding persons who have exported cotton in the earlier part of the present current year 1-10-2010 to 30-9-2011 as illegal, arbitrary, discriminatory and unconstitutional and set aside the said condition and consequently direct the respondents to permit all the persons who have exported cotton for the earlier part of the present cotton year 01-10-2010 to 30-09-2011 to register themselves and

allot cotton to them pursuant to the Notification issued in Public Notice No. 55(RE-2010)2009-2014 dated 17-06-2011.

I.A. NO: 1 OF 2011(WPMP. NO: 20537 OF 2011)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to issue interim directions directing the respondents to receive and process the applications from the exporters of cotton for the present cotton year 01-10-2010 to 30-9-2011 for the purpose of registration and allocation for export of cotton pursuant to the Public Notice No. 55(RE-2010)2009-2014 dated 17-06-2011, pending the disposal of the writ petition.

I.A. NO: 2 OF 2011(WPMP. NO: 23427 OF 2011)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to issue interim directions directing the respondents to permit the petitioners to export 100 MT of cotton as sequestered and kept aside under the trade notice date 6.7.2011, pending disposal of the writ petition.

Counsel for the Petitioners: SRI S.NIRANJAN REDDY

**Counsel for the Respondent No.1 & 2: SRI T.VENKAT RAJU GOUD,
SC FOR CENTRAL GOVT**

The Court made the following: ORDER

HON'BLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION No.17101 of 2011

ORDER:

It is represented by learned counsel appearing on behalf of the respondents that the cause of action in the present writ petition does not survive for adjudication.

2. Bringing the said submission on record, the present writ petition is dismissed as infructuous. However, there shall be no order as to costs.

Interim orders granted by this Court earlier on 21.06.2011 and 14.07.2011, stand vacated. Miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed.

//TRUE COPY//

**SD/- N.RAJAGOPAL
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to SRI S.NIRANJAN REDDY, Advocate [OPUC]
2. One CC to SRI T.VENKAT RAJU GOUD, SC FOR CENTRAL GOVT [OPUC]
3. Two CD Copies

BSR

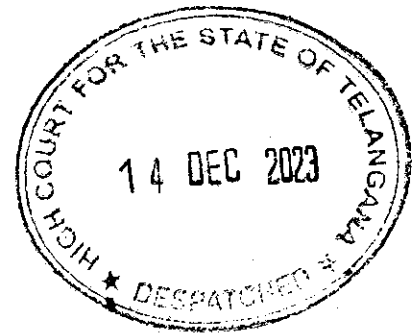
GJ *[Signature]*

HIGH COURT

DATED: 22/11/2023

ORDER

WP.No.17101 of 2011



**DISMISSING THE WRIT PETITION
AS INFRUCTUOUS,
WITHOUT COSTS**

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11/12/23
HV*