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

TUESDAY ,THE TWENTY SIXTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SMT JUSTICE T.MADHAVI DEVI

WRIT PETITION NO: 7667 OF 2017

Between:

M/s Sai Krupa Fruit Company, Shop No.E-56, Fruit Market, Gaddiannaram, Rep by its Managing partner, Sri.M.Santhosh Kumar, S/o M.Narsimloo, Aged about 40 years, R/o House No.11-1-41/2, Bapu Nagar, Road No.5, Saroor Nagar, Hyderabad, Telangana.

...PETITIONER

AND

1. The State of Telangana, rep by its Principal Secretary, Agricultural and Cooperation (Marketing) Department, Secretariat, Saifabad, Hyderabad, Telangana.
2. Agricultural Market Committee, Gaddiannaram, rep by its Chairman, Fruit Market, Gaddiannaram, Hyderabad, TS.
3. The Selection Grade Secretary, Agricultural Market Committee, Gaddiannaram, Hyderabad, TS.

...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 an order, or direction, more particularly, one in the nature of writ of Mandamus, i) declaring the action of the respondents 2 and 3 in not allowing and restricting the petitioner firm to carry on its commission agent business in fruits at Shop No.E-56, Fruit market, Gaddiannaram, and in obstructing the ingress of the growers who come to sell their produce through the petitioner firm and also in not accepting the market fee being paid by the petitioner firm,inspite of holding of valid licence under Section 7(1) of the Markets Act 1966 by the petitioner, as illegal, arbitrary, against the provisions of the Markets Act and Rules and unconstitutional

I.A. NO: 1 OF 2017(WPMP. NO: 9454 OF 2017)

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 direct the respondents 2 and 3 to allow the petitioner firm to carry on business as .Commission agent in Shop No.E-56, Fruit market, Gaddiannaram, by allowing its growers inside the market duly accepting the remittances of market fee etc., pending disposal of the above writ petition

Counsel for the Petitioner: SRI P. GANGAIAH NAIDU SENIOR COUNSEL REP Ms. G. BHANU PRIYA

Counsel for the Respondent No. 1: GP FOR AGRICULTURE

Counsel for the Respondent Nos.2&3: Ms. NEERAJA REDDY (SC FOR TG AGRL M C)

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE T. MADHAVI DEVI

WRIT PETITION No.7667 OF 2017

ORDER:

The Writ petition is filed seeking the following relief:

> "...to issue an order or direction more particularly one in the nature of writ of Mandamus
>
> i. declaring the action of the respondents 2 and 3 in not allowing and restricting the petitioner firm to carry on its commission agent business in fruits at Shop No.E-56, Fruit market, Gaddiannaram and in obstructing the ingress of the growers who come to sell their produce through the petitioner firm and also in not accepting the market fee being paid by the petitioner firm in spite of holding of valid licence under Section 7(1) of the Markets Act 1966 by the petitioner, as illegal, arbitrary, against the provisions of the Markets Act and Rules and unconstitutional;
>
> ii. and pass such other order or orders as this Hon'ble Court may deem fit and proper"

2. Sri P. Gangaiah Naidu, learned Senior Counsel representing learned counsel for the petitioner submitted that in view of the interim order dated 17.04.2017 and further since the Agricultural Market Committee of Gaddiannaram has already been demolished, no further orders are necessary to be passed in this Writ Petition.

3. In view of the above submissions, this Writ Petition is closed. There shall be no order as to costs.

Pending miscellaneous petitions, if any, shall also stand dismissed.

SD/- L. LAKSHMI BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

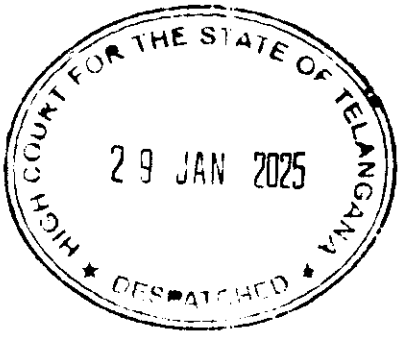
To,

1. One CC to Ms. G. BHANU PRIYA ,Advocate [OPUC]
2. Two CCs to GP FOR AGRICULTURE ,High Court for the State of Telangana at Hyderabad [OUT]
3. One CC to Ms. G. NEERAJA REDDY(SC FOR TG AGRL M C) [OPUC]
4. Two CD Copies

kp: B M
GJP

HIGH COURT

DATED:26/11/2024



ORDER

WP.No.7667 of 2017

CLOSING THE WRIT PETITION WITHOUTCOSTS

kvp
22/1/25