



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.19461 OF 2024

Baramati Agro Limited

...Petitioner

Versus

Union of India & Ors.

...Respondents

Mr. Bharat Raichandani (through VC) a/w Mr. Aman Mishra
i/b. UBR Legal Advocates for the Petitioner.

Mr. Siddharth Chandrashekhar a/w Mr. Abhishek Mishra & Mr. Saket
R. Ketkar for Respondent Nos.3 to 5.

CORAM : M. S. Sonak &
Jitendra Jain, JJ.

DATED : 30 June 2025

ORAL JUDGMENT:- (Per M. S. Sonak, J.)

1. Heard learned counsel for the parties.
2. Rule. The Rule is made returnable immediately at the request and with the consent of the learned counsel for the parties.
3. Although various prayers have been sought in the petition, the Petitioner today has only prayed that its representations are not being considered by the Respondents and, therefore, he is seeking appropriate writ to the Respondents for consideration of the same.
4. Mr. Raichandani, learned counsel for the Petitioner submits that till date Petitioner's representations dated 24 September 2024 and 2 October 2024 are pending and are not being disposed of.
5. Accordingly, he submits that the Petitioner would be presently satisfied if appropriate directions are issued for disposal of these representations within a time bound schedule.

6. Mr. Chandrashekhar, learned counsel for the Respondents submits that the Petitioner made payments under the RODTEP Scheme voluntarily and without any protest. A closure report dated 27 June 2023 was also made in this matter. Still, the Petitioner's first representation was made only on 17 September 2024. He submitted that there is gross delay and laches and, therefore, no relief should be granted to the Petitioner.

7. Mr. Raichandani, on instructions states that the Petitioner, if found eligible for the rebate, will not claim any interest for the period between 27 June 2023 and 31 December 2024, since, this petition was instituted only on 22 December 2024. However, he submits that there is no justification for not deciding the Petitioner's representations.

8. Accordingly, we accept the statement made on behalf of Petitioner regarding interest and direct the concerned Respondent to dispose of Petitioner's above referred representations in accordance with law and on their own merits as expeditiously as possible, in any event within three months of the uploading of this order.

9. Since we have not examined the matter on merits, all contentions of all parties are left open.

10. The Rule is made absolute in the above terms without any costs order.

11. All concerned must act on an authenticated copy of this order.

(Jitendra Jain, J.)

(M. S. Sonak, J.)