

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

THURSDAY, THE SECOND DAY OF MARCH
TWO THOUSAND AND TWENTY THREE

:PRESENT:

**THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA
WRIT PETITION NO: 5228 OF 2023**



Between:

M/s. Maheswari Fertilizers, Rep. by its Managing Partner, Smt. Komma Praveena W/o. Komma Somasekhar Reddy, aged 57 years, R/o. 5/157-3, Ravindra Nagar, Cuddapah, YSR Kadapa District. Factory and Office at. No. 24 and 25, Industrial Development Area, Kadapa, YSR Kadapa District, Andhra Pradesh

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Agriculture and Co-operation Dept., Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Commissioner and Director of Agriculture, State of Andhra Pradesh, Near Rythu Bazar, Chuttugunta, Guntur.

...Respondents

WHEREAS the Petitioner above named through its Advocate SMT. B V APARNA LAKSHMI presented this 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, Order or Direction, more particularly one in the nature of Writ of Mandamus declaring the action of the 2nd Respondent in interfering with manufacturing, sale and distribution of Bio-products/Bio-Stimulants of petitioner-Firm, viz., Try Gold, Cham Super and Green Gold Soil Conditioner, by issuing Memo No. PP.II(1)2085/2005, dated 21-01-2006 and Letter No. PP.II(1)2085/2005, dated 21-01-2006 and in the absence of Notification prescribing standards and not included in Schedule-VI as being illegal, arbitrary, unconstitutional, and direct the 2nd respondent not to interfere with in any manner in selling and distribution of Bio-products/Bio-Stimulants including from the licensed premises of the dealers/stockists under the Insecticides Act, 1968 and the Fertilizers Control (Order) Act, 1985,

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of SMT. B V APARNA LAKSHMI Advocate for the Petitioner, GP FOR FOOD AND AGRICULTURE, for the Respondent Nos. 1 & 2, directed issue of notice to the Respondents, herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Agriculture and Co-operation Dept., State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Commissioner and Director of Agriculture, State of Andhra Pradesh, Near Rythu Bazar, Chuttugunta, Guntur.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 14.03.2023

The Court made the following: ORDER

Notice before admission.

List the matter on 14.03.2023 in the motion list.

In the meanwhile, learned Government Pleader for Agriculture is directed to get instructions.

Sd/- T. MADHAVI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Agriculture and Co-operation Dept., State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Commissioner and Director of Agriculture, State of Andhra Pradesh, Near Rythu Bazar, Chuttugunta, Guntur. **(Addressees 1 to 2 by SPEED POST- along with a copy of petition and affidavit)**
3. One CC to Smt. B V APARNA LAKSHMI Advocate [OPUC]
4. Two CCs to GP FOR FOOD AND AGRICULTURE ,High Court of Andhra Pradesh. [OUT]
5. One spare copy

PSR



HIGH COURT

NV,J

DATED:02/03/2023

NOTE: LIST THE MATTER ON 14.03.2023 IN THE MOTION LIST

NOTICE BEFORE ADMISSION

WP.No.5228 of 2023

