

[3311]
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
MONDAY, THE FOURTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX ✓



:PRESENT:

THE HONOURABLE MS JUSTICE B S BHANUMATHI

IA No. 1 OF 2025

IN

WP NO: 27130 OF 2025 ✓

And

WP NO: 27132 OF 2025 ✓

IA No. 1 OF 2025 IN

WP NO: 27130 OF 2025

Between:

1. Sri Gayatri Traders, Regd. premises at Ground Floor, 17-65C, Eedumudi Road, Uppugunduru, Prakasam District, Andhra Pradesh - 523 186 Rep. by its Proprietor Mr. KSV Pavan Kumar
2. S.M Enterprises, Regd. premises at D. No. 10-40, Purushottam Bazar, Uppugunduru, Prakasam District, Andhra Pradesh - 523 186 Rep. by its Proprietor Mr. Shaik Madar Vali
3. Manoj Traders, Regd. premises at D. No. 4/122, Main Road, Uppugunduru, Prakasam District, Andhra Pradesh - 523 186 Rep. by its Proprietor Mr. Amara Manoj
4. Parameswari Traders, Regd. premises at D. No. 14-114/1, Main Road, Uppugunduru, Prakasam District, Andhra Pradesh - 523 186 Rep. by its Proprietor Smt. Sandhya Amaravadi
5. Venkata Chitra Traders, Regd. premises at D. No. 4-116/3B, Main Road, Uppugunduru, Prakasam District, Andhra Pradesh - 523 186 Rep. by its Proprietor A Radha Krishnamurthy

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6. Maruthi Enterprises, Regd. premises at D. No. 4-116/1, Main Road,
Uppugundum, Prakasam District, Andhra Pradesh - 523 186 Rep. by
its Proprietor Marella Venkateswarlu

...Petitioners
(Petitioners in WP 27130 OF 2025
on the file of High Court)

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary
Agriculture and Co-operation Department Secretariat Buildings,
Velagapudi, Amaravati
2. The Commissioner and Director of Agriculture, Agriculture Department,
Old Mirchi Yard, Nallapadu Road Chuttugunta, Guntur - 522004
3. The District Agri Trade and Marketing Officer, Prakasam District
4. The Maddipadu Agriculture Market Committee, Maddipadu Mandal,
Pemamitta Rural, Ongole District Represented by its Secretary

...Respondents
(Respondents in-do-)

Counsel for the Petitioner : SRI PEDDIBHOTLA VENKATA SAI RAJESH

Counsel for the Respondent Nos.1&2 :GP FOR AGRICULTURE

**Counsel for the Respondent Nos.3&4: SRI G. RAJESWARA RAO,
STANDING COUNSEL**

Petition under Section 151 CPC is filed praying that in the
circumstances stated in the grounds filed in support of the petition, the
High Court may be pleased to DIRECT the 4th Respondent to not to impose
and collect any Market Fee / User Charges 1% from the Petitioners on the
sale of "Coriander / Dhaniya", Pending disposal of WP No. 27130 of 2025, on
the file of the High Court.

IA No. 1 OF 2025 IN

WP NO: 27132 OF 2025

Between:

1. M/s. Lakshmi Ganapati Traders, Regd. Office at D. No. 65/2, Eedumudi Road Uppugunduru, Prakasam District Andhra Pradesh - 523 186 Rep. by its Proprietor Amara Venkata Subba Rao
2. Sri Sai Balaji Traders, Regd. Office at D. No. 2-86/1, Andhra Bank Road Uppugunduru, Prakasam District Andhra Pradesh - 523 186 Rep. by its Proprietor SM Seshatalpa Sai
3. Sri Rama Traders, Regd. Office at Uppugundur Main Road Uppugunduru, Prakasam District Andhra Pradesh - 523 186 Rep. by its Proprietor AV Subba Rao
4. Lakshmi Satyanarayana Traders, Regd. Office at Uppugundur Main Road Uppugunduru, Prakasam District Andhra Pradesh - 523 186 Rep. by its Proprietor A Rajendra Kumar
5. Venkata Srinivasa Traders, Regd. Office at #17/61, Near Ganganamma Centre Uppugunduru, Prakasam District Andhra Pradesh - 523 186 Rep. by its Proprietor Pallapothu Srinivasa Rao

...Petitioners
(Petitioners in WP 27132 OF 2025
on the file of High Court)

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary Agriculture and Co-operation Department Secretariat Buildings, Velagapudi, Amaravati
2. The Commissioner and Director of Agriculture, Agriculture Department, Old Mirchi Yard, Nallapadu Road Chuttugunta, Guntur - 522004
3. The District Agri Trade and Marketing Officer, Prakasam District
4. The Maddipadu Agriculture Market Committee, Maddipadu Mandal, Pemamitta Rural, Ongole District Represented by its Secretary

...Respondents
(Respondents in-do-)

Counsel for the Petitioner : SRI PEDDIBHOTLA VENKATA SAI RAJESH
Counsel for the Respondent Nos.1&2 :GP FOR AGRICULTURE

**Counsel for the Respondent Nos.3&4: SRI G. RAJESWARA RAO,
STANDING COUNSEL**

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to DIRECT the 4th Respondent to not to impose and collect any Market Fee / User Charges @ 1% from the Petitioners on the sale of "Coriander / Dhaniya", Pending disposal of WP No. 27132 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

I.A.No.1 of 2025 in W.P.No.27130 of 2025 and W.P.No.27132 are filed under Section 151 C.P.C. to direct the 4th respondent not to impose and collect any market fee / user charges @ 1% from the petitioners on the sale of 'coriander / dhaniya' pending disposal of the present writ petitions.

The petitioners contended that they are wholesale and retail dealers in Dhania (coriander seeds) which has been denotified vide G.O.Ms.No.13 Agriculture and Cooperation (Marketing-II) Department, dated 31.01.2019 and that they have no sale or purchase of the said commodity within the notified market area and therefore the respondents cannot levy market fee / user charge.

The learned counsel for the petitioners submitted that this Court while granting interim order on 18.03.2026 in I.A.No.1 of 2026 in W.P.No.7228 of 2026 had exhaustively dealt with the competency of the respondents to levy such fee in view of Section 12 r/w Section 2(xi) and (xii) of the A.P.(APL) Markets Act, 1966 and therefore, for the same reason, interim order may be granted in these petitions as well.



Inspite of ample opportunity granted, the respondents are not turned up to oppose the petitions, particularly I.A.No.1 of 2026 in W.P.No.7228 of 2026 in which already interim order was passed.

Today also, there are no instructions from the respondents.

In view of the similar circumstances, involving the same kind of interpretation of the provisions, interim order, as prayed for, is granted, until further orders. It is made clear that this order applies only if the sale or purchase is done outside the notified market area.

//TRUE COPY//

SD/- Y.SRINIVASU
ASSISTANT REGISTRAR
SECTION OFFICER

For :

To,

1. The Principal Secretary Agriculture and Co-operation Department
Secretariat Buildings, Velagapudi, Amaravati, State of Andhra Pradesh
(BY SPECIAL MESSENGER)
2. The Commissioner and Director of Agriculture, Agriculture Department,
Old Mirchi Yard, Nallapadu Road Chuttugunta, Guntur - 522004
3. The District Agri Trade and Marketing Officer, Prakasam District
4. The Secretary, Maddipadu Agriculture Market Committee, Maddipadu
Mandal, Pemamitta Rural, Ongole District (Addressee Nos.2 to 4 By
SPEED POST)
5. One CC to SRI. PEDDIBHOTLA VENKATA SAI RAJESH Advocate
[OPUC]
6. Two CCs to GP FOR AGRICULTURE ,High Court Of Andhra Pradesh.
[OUT]
7. One CC to SRI G. RAJESWARA RAO, STANDING COUNSEL [OPUC]
8. One spare copy

HIGH COURT

BSB,J

DATED:04/05/2026

POST ON 29.06.2026 FOR COUNTERS

ORDER

IA No. 1 OF 2025 IN

WP NO: 27130 OF 2025

& 27132 OF 2025



DIRECTION