

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPT No. 102 of 2020

M/s Seth Banshidhar Kedia Paddy Private Limited **Versus** Chhattisgarh Rajya Krishi Vipadan
(Mandi) Board & ors.

26/11/2020	<p>Shri Shobhit Koshta, counsel for the petitioner.</p> <p>Shri Animesh Tiwari, counsel for respondent No.1.</p> <p>Shri Gagan Tiwari, G.A. for the State.</p> <p>Heard.</p> <p>Learned counsel for the petitioner would submit that after promulgation of the Farmers' Produce Trade and Commerce (Promotion and Facilitation) Bill, 2020, section 6 speaks that market fees under the State Act would not be chargeable after the Act came into force on 5th day of June, 2020. He would submit that the respondent No.2 is demanding the market fees/mandi fees for a transaction after June 2020 to 7th July, 2020 by Annexure P-2 dated 21/07/2020. Consequently, it will be repugnant to the Article 254 of the Constitution of India as the Central Law would prevail over the State law.</p> <p>Respondents are directed to file reply.</p> <p>Perused Section 6 of the Bill of 2020.</p> <p>Considering the same and the definition of trade area which includes the term collection, till the next date of hearing it is directed that there shall be stay of Annexure P-2 dated 21/07/2020 which includes the last letter dated 13/10/2020 whereby the demand has been made from the petitioner.</p> <p>List the case after four weeks.</p> <p style="text-align: right;">Sd/- (Goutam Bhaduri) JUDGE</p>
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