

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:
THE HON'BLE JUSTICE MOUSHUMI BHATTACHARYA
AND
THE HON'BLE SRI JUSTICE GADI PRAVEEN KUMAR

WRIT PETITION NO: 8285 OF 2025

Between:

M/s. Monotech Systems Limited, Represented by its Managing Director, Shri T.P. Jain, Registered and Corporate Office Formerly at 3rd Floor, City Centre-66, Thirumalai Road, T Nagar, Chennai - 600 017, Now at: Chaitanya Exotica, 8th Floor, No.24, Venkatnarayana Road, T Nagar, Chennai- 600 017.

Petitioner

AND

1. National Consumer Disputes Redressal Commission, Represented by its President, Upbhokta Naya Bhawan, 'F' Block, GPO Complex, INA, New Delhi-110 023.
2. Telangana State Consumer Disputes Redressal Commission, Represented by its President, Eruvaka Building, Khairatabad, Hyderabad, Telangana 500 004.
3. M/s. Bhargava Art Printers, Multi Colour Offset Printers, Represented by its Proprietor T.Satyanarayana, 11-5-422/B1, Beside Pearls Regency Hotel, Red Hills, Lakdikapool, Hyderabad- 500004.
4. Guangzhou Amsky Technology Co. Ltd., Represented by its Managing Director, Room 1402, DongShan Ziyuan, Commercial Building, No. 745 East Dingfeng Road, Guangzhou, China.

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 appropriate Writ, Direction or Order, particularly one in the nature of Mandamus;

a). Quash / Set aside the impugned Order dated 31.01.2025 passed by the Respondent No.1 in F.A. No. 24 of 2023, on the grounds afore-mentioned and that the Order is wholly perverse and against the principles of natural justice as the Respondent No.1 blatantly reached a conclusion based on an incorrect assumption that the Petitioner failed to file a reply statement before the Respondent No. 2 which is against the facts of the case and documents on record, and that Respondent No. 1 failed to consider the plea of the Petitioner that the Respondent No. 3 is not a 'consumer' under Section 2(7) of the Consumer Protection Act, 2019, and the dispute is purely commercial in nature, thus beyond the jurisdiction of the Consumer Forums, and

b). Quash / Set aside the impugned Order dated 22.11.2022 passed by the Respondent No.2 in Complaint No. 64 of 2016, on the grounds that Respondent No.3 is not a 'consumer' under Section 2(7) of the Consumer Protection Act, 2019. and the dispute is purely commercial in nature, thus beyond the jurisdiction of the Consumer Forums;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed therein, and upon hearing the arguments of Sri K.Pratik Reddy, Advocate for the Petitioner, and Sri R.A. Achutanand, Advocate for Respondent No.3, the Court made the following;

ORDER:

It is evident from the submissions made by learned counsel appearing for the petitioner and learned counsel appearing for the respondent No.3 that the petitioner is enjoying interim protection passed by a Co-ordinate Bench from 19.03.2025. The Proceeding Sheet of 19.03.2025 records that the respondent No.3 undertook not to press the Execution Application No.53 of 2023, which is pending before the State Commission.

Learned counsel appearing for the petitioner submits that the petitioner has deposited Rs.40,00,000/- in terms of the impugned order dated 22.11.2022.

Since the dispute is of 2016 and a substantial time has passed since then, we deem it fit to permit the respondent No.3 to withdraw 50% of the amount deposited by the petitioner, with a condition for the respondent No.3 not to pursue the Execution Application which is pending since 2023.

Needless to say, the withdrawal may be subject to finding of the result of the writ petition.

List this matter on 13.10.2025.

**SD/-V.KAVITHA
DEPUTY REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The President, National Consumer Disputes Redressal Commission, Upbhokta Naya Bhawan, 'F' Block, GPO Complex, INA, New Delhi-110 023.
2. The President, Telangana State Consumer Disputes Redressal Commission, Eruvaka Building, Khairatabad, Hyderabad, Telangana 500 004.
3. T.Satyanarayana, Proprietor, M/s. Bhargava Art Printers, Multi Colour Offset Printers, 11-5-422/B1, Beside Pearls Regency Hotel, Red Hills, Lakdikapool, Hyderabad- 500004. (Addressees 1 to 3 BY RPAD)
4. The Managing Director, Guangzhou Amsky Technology Co. Ltd., Room 1402, DongShan Ziyuan, Commercial Building, No. 745 East Dingfeng Road, Guangzhou, China. (BY AIRMAIL)
5. One CC to Sri K.Pratik Reddy, Advocate (OPUC)
6. One CC to Sri R.A. Achutanand, Advocate (OPUC)
7. Two Spare Copies

HIGH COURT

MB,J
&
GPK,J

DATE: 23-09-2025

NOTE: LIST ON 13-10-2025

ORDER

WP. NO. 8285 OF 2025



DIRECTION