



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

949 WRIT PETITION NO.5200 OF 2026

Mahesh Krushi Kendra Thr Its Proprietor Purushottam D
Chandak

VERSUS

Divisional Joint Director Of Agriculture Latur And Others

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Advocate for Petitioner : Mr. R.R. Chandak

AGP for Respondents: Mr. S.R. Yadav Lonikar

CORAM : S. G. CHAPALGAONKAR, J.

Dated : May 08, 2026

PER COURT :-

1. Present writ petition takes exception to the order dated 13.03.2026 passed by the Divisional Joint Director of Agriculture/Appellate Authority, thereby upholding the order dated 01.01.2026 passed by District Superintendent of Agriculture, whereby petitioner's license/authorization granted for sale of fertilizers has been cancelled.

2. Learned advocate appearing for petitioner submits that, in deference to the order of cancellation of his license, petitioner was permitted to dispose of/sale the goods within a period of 15 days. However, since petitioner had challenged the order passed by the Licensing Authority before Appellate Authority goods were not disposed. His appeal came to be

dismissed on 13.03.2026. The goods, which are laying in shop are loosing its shelf-life. Attention of this Court is invited to section 31 of the Fertilizer(Control) Order 1985, which provides for suspension, cancellation or debarment of the license. The proviso to section 31 prescribes that while debarring/cancelling the certificate the holder thereof may be allowed a period of 30 days to dispose of the balance stock of fertilizers if any, held by him. However, order of Appellate Authority does not show stipulations as to permission to dispose of balance stock of fertilizers.

3. Issue notice to the Respondents, returnable on 23.06.2026. Learned A.G.P waives notice for respondent nos.1 to 3.

4 By way of interim arrangement, Respondents/Authorities are directed to pass necessary orders permitting disposal of balance stock of fertilizers laying with the petitioner by putting appropriate conditions. The respondents shall pass such a order within a period of seven (7) days from today.

(S. G. CHAPALGAONKAR, J.)

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