

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.2078 OF 2013

(Rice Millers Association and others vs. Union of India and others)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders Court's or Judge's orders
or directions and Registrar's orders.

CORAM : B.P. DHARMADHIKARI AND
P.N. DESHMUKH, JJ.

DATED : APRIL 12, 2016

We have heard Adv. Khapre for petitioners, Senior Adv. Gordey with Adv. Samudra for respondent nos.2 to 5, Ms. Rane, learned Assistant Government Pleader for respondent no.6, Adv. Jog for respondent no.7 and Adv. Meghe for respondent no.8 for sometime. Nobody appears for respondent no.1 Union of India.

The learned Assistant Government Pleader submits that she is still awaiting instructions.

Adv. Khapre for petitioners, in this situation, submits that rate of transportation arrived at and published by State Government and used till 2007-08 should be applied to subsequent transport and petitioners should at least be paid at that rate as an interim arrangement.

Sr. Adv. Gordey submits that Tariff

Commission functioning under Ministry of respondent no.1, which is to determine the rate of transportation, has already arrived at some rate and forwarded it to respondent no.1. The respondent no.1 has to take final decision on it. He further submits that after respondent no.1 takes a decision, that decision can be implemented by the Food Corporation of India as also by State Government.

The matter is pending for admission since 2013. Adv. Khapre submits that matter was being kept at end of board to see that it is finally decided.

In this situation, before proceeding further, we grant respondent no.1 an opportunity to appear and contest. Earlier, Adv. S.K. Mishra used to represent respondent no.1.

The petitioners to communicate this order to Standing Counsel, who represents Union of India at Nagpur.

Place for further consideration on 20/4/2016 with connected matters.

JUDGE

JUDGE

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