APHC010321132023

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

MONDAY, THE 21st DAY OF SEPTEMBER 2026

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 16480 OF 2023

Between:

1. M/S. SRI DURGA BHAVANI COMMISSION MERCHANTS, Rep by it's Proprietor Nagella Manjula, W/o Nagella Vijay Babu, aged 43 years, R/o D. No. 91-4-58-1-2, New Postal Colony, Kurnool, Kurnool District (Licence No. 514/2013-2018).

...Petitioner

AND

1. THE STATE OF ANDHRA PRADESH, Rep by its Principal Secretary, Agricultural and Marketing Department, Secretariat Buildings at Velagapudi, Guntur District.

2. The Commissioner and Director of Agricultural AND Marketing, Government of Andhra Pradesh, Chuttugunta, Guntur, Guntur District.

3. The Joint Director, Agriculture and Marketing, Kadapa, YSR Kadapa District.

4. The Agricultural Market Committee, Kurnool, Rep by its Secretary, Kurnool, Kurnool District.

5. The Chairman, Agricultural Market Committee, Kurnool, Kurnool District.

...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 pleased to issue an appropriate writ, order, or direction more particularly one in the nature of writ of Mandamus declaring the action of the Respondent No. 2 to 5 in not renewing the Petitioner's Commission Agent Licence by changing the Proprietor's name from Kavuru Lakshmi Devi (died on 27.11.2017) to Nagella Manjula in respect of the licence bearing Licence No. 514/2013-2018 for further period even though a representation dated 12.06.2023 submitted by the Petitioner as illegal, arbitrary, contrary to the Andhra Pradesh (Agricultural Produce and Livestock) Markets Act, 1966 as amended by the Act 14 of 2015 and Rules made thereunder, violation of principles of natural justice and contrary to the Articles 14, 19 (1) (g) and 21 of the Constitution of India and pass

IA NO: 1 OF 2023

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased pleased to direct the Respondent No. 2 to 5 to consider the Petitioner's Representation dated 12.06.2023 by allowing the Petitioner to enter into the shop for operating the business as Commission Agent in the 4th respondent market yard, pending disposal of the writ petition and pass

Counsel for the Petitioner: PENUMAKA VENKATA RAO

Counsel for the Respondents: GP FOR AGRICULTURE Counsel for the Respondents:Gangisetty Rajeswara rao,Standing Counsel For Agricultural Marketing Committees

The Court made the following order:

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

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ORDER:

The Writ Petition is filed under Article 226 of the Constitution of India seeking the following relief:

> *"to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of respondent Nos.2 to 5 in not renewing the petitioner's Commission Agent Licence by changing the name of the Proprietor from Kavuru Lakshmi Devi (died on 27.11.2017) to Nagella Manjula, in respect of Licence No.514/2013-2018, for a further period, despite the representation dated 12.06.2023 submitted by the petitioner, as illegal, arbitrary, contrary to the provisions of the Andhra Pradesh (Agricultural Produce and Livestock) Markets Act, 1966, as amended by Act 14 of 2015, and the Rules made thereunder, violative of principles of natural justice and Articles 14, 19(1)(g) and 21 of the Constitution of India, and consequently direct the respondents to renew the said licence."*

2. Heard Sri Venkata Rao Penumaka, learned counsel for the petitioner, and Sri G. Rajaeswara Rao, learned counsel for the Agricultural Market Committee (AMC).

3. Learned counsel for the petitioner would submit that the Writ Petition may be disposed of giving liberty to the petitioner to submit a fresh representation before the respondent authorities and to consider the same in accordance with law. He further submits that the petitioner may

be permitted to submit an application in Form-5(C) and the respondent authorities may be directed to consider the same within a time frame.

4. Learned Standing Counsel appearing for the AMC would submit that appropriate orders may be passed.

5. In view of the submissions made by the learned counsel for both sides, the Writ Petition is disposed of giving liberty to the petitioner to submit a fresh representation along with an application in Form-5(C) before the respondent authorities within a period of two weeks from the date of receipt of a copy of this order. On receipt of such representation, the respondent authorities shall consider the same and pass appropriate orders, in accordance with law, within a period of two weeks thereafter. There shall be no order as to costs.

As a sequel, miscellaneous applications, if any, pending in this Writ Petition shall stand closed.

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DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

Dated 21.09.2026

Note:
CC by today
b/o KKV

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THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

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Dated 21.09.2026

KKV