

Regd.

From

The Director of Agriculture-cum-
Appellate Authority, Haryana
Krishi Bhawan, Sector-21, Panchkula.

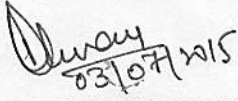
To

Deputy Director of Agriculture,
Rewari

Memo No. 308 /Legal Cell
Dated, Panchkula the :- 3/7

**Subject :- Appeal – M/s The Manethi PACS Ltd. for Renewal of Fert.
Licence No. 849/R(F)**

The above cited appeal (against order dated 17.03.2015
passed by DDA, Rewari) has been decided by the Competent Authority.
The copy of the order is being sent to you for necessary action.
Encl. As above.


Asstt. Distt. Attorney,
for Director of Agriculture-cum-
Appellate Authority, Haryana.

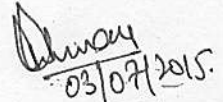
Regd.
Endst. No.

309

/DDA(Legal), Dated, Panchkula the : 3/7

A copy is forwarded to **M/s The Manethi PACS Ltd., Sales
point at Village: Mandola, P.O. Mandola, Distt. Rewari** for information.

Encls: As above.


Asstt. Distt. Attorney,
for Director of Agriculture-cum-
Appellate Authority, Haryana.

CC:

Programmer

**BEFORE THE DIRECTOR GENERAL AGRICULTURE, HARYANA
EXERCISING THE POWERS OF APPELLATE AUTHORITY UNDER THE
FERTILIZER (CONTROL) ORDER, 1985**

M/s The Manethi PACS Ltd., Manethi
Sales point at Village: Mandola
Distt. Rewari

.... Appellant

Versus

Deputy Director of Agriculture, Rewari

... Respondent

Present :

1. Sh. Dh arambir, Clerk on behalf of the appellant.
2. Sh. Anil Kumar, ADO on behalf of the respondent.

ORDER

The appellant has filed the present appeal against the impugned order dated 17.03.2015 passed by the Notified Authority-cum-Deputy Director of Agriculture, Rewari whereby the renewal of Fertilizer Licence No. 849/R(F) was declined.

Briefly, the facts of the case are that the appellant is holder of Fertilizer Licence No. 849/R(F) which was valid upto 04.01.2015. The appellant applied for renewal of the said Fertilizer Licence on 17.03.2015. As per clause 11(3) of Fertilizer (Control) Order, 1985, the holder of Fertilizer Licence is required to apply for renewal before the expiry of the Fertilizer Licence or within one month from the date of expiry of the validity period. The appellant neither applied for renewal of Fertilizer Licence before the expiry of validity period nor within one month from the date of expiry of validity period, consequently, the renewal of the said license was declined by the respondent. Hence, the present appeal.



Sh. Anil Kumar, ADO appeared on behalf of the respondent. He submitted that the appellant has not applied for the renewal of his licence in prescribed period as envisaged in Fertilizer (Control) Order, 1985. He further submitted that the appellant deserves no sympathy and appeal is liable to be dismissed.

Sh. Dharambir, Clerk appeared on behalf of the appellant. He has admitted that the license could not be got renewed in time due to retirement of salesman.

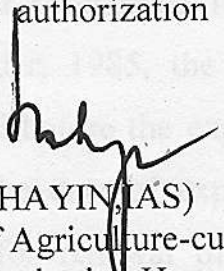
I have heard both the parties and perused the relevant record.

Admittedly, the appellant could not apply for renewal of the Fertilizer Licence No. 849/R(F) before the expiry of the validity period or within one month from the date of expiry of the validity period due to retirement of the salesman. The explanation given by the appellant does not appears to be genuine and sustainable, however, after taking a lenient view the delay is condoned.

In view of the above, I, M.Shayin, IAS, Director of Agriculture, Haryana exercising the Powers of Appellate Authority under The Fertilizer (Control) Order, 1985, accept the present appeal and set aside the impugned order dated 17/03/2015. The appellant is warned to be careful in future and maintain punctuality in renewing his letter of authorization within the stipulated period.

I order accordingly.

Dated: 02.07.2015
Place: Panchkula


(M.SHAYIN, IAS)
Director of Agriculture-cum-
Appellate Authority, Haryana.