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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 9655/2016

FEDERATION OF ALL INDIA FARMER ASSOCIATION & ORS.

..... Petitioners

Through Mr. Parag Tripathi, Sr. Advocate with
Mr. A.K. Sinha, Advocates.

versus

UNION OF INDIA & ORS.

..... Respondents

Through Ms. Suparna Srivastava with Mr.
Manudev Sharma and Ms. Aditi
Sharma, Advocates for respondent
Nos.1 to 3.

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% **19.10.2016**

CM No.38640/2016 (exemption)

Exemption is allowed subject to all just exceptions.

W.P.(C) 9655/2016 & CM No.38639/2016 (for interim order)

The petitioner is aggrieved by the decision of the respondents in implementation of the Framework Convention on Tobacco Control (FCTC) and the consequent Circular dated 01.06.2016, issued by the Tobacco Board restricting/reducing the FCV tobacco production area.

It is contended that a meeting of Conference of Parties (COP) under the Framework Convention on Tobacco Control is scheduled to be held in the first week of November, 2016. It is contended that the representation in the meeting is only from the entities that are


20/10/16

opposing production of tobacco and, the farmers, who are engaged in the production of tobacco, are not represented. It is contended that a representation was made by the petitioner to FCTC for being permitted to participate in the COP but the same has been rejected. It is contended that the said Convention has also to take into account the interest of the FCV tobacco producing farmers.

Issue notice. Notice is accepted by the learned counsel for the respondent Nos.1 to 3.

Notice shall issue to respondent No.4, returnable on 30.01.2017.

Learned counsel appearing for the respondent Nos.1 to 3 prays for time to file counter affidavit. Let the same be filed within four weeks. Rejoinder thereto, if any, be filed within four weeks thereafter.

Learned senior counsel for the petitioner submits that the petitioner shall in the meantime be making a representation to the respondent Nos.1, 2 and 3 for a representation in the COP, scheduled to be held in the first week of November.

Let a representation be filed within a period of two days. On such representation being filed, the respondent shall consider the same in accordance with law. Needless to state that the consideration by the respondents would be done prior to the meeting of the COP.

Dasti under the signatures of the Court Master.

OCTOBER 19, 2016
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SANJEEV SACHDEVA, J


20/10/16
Court Master
High Court of Delhi
New Delhi