

# Yameen vs State Of U.P. And 4 Others on 17 August, 2022

**Author: Surya Prakash Kesarwani**

**Bench: Surya Prakash Kesarwani**

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Court No. - 3

Case :- WRIT - C No. - 22021 of 2022

Petitioner :- Yameen

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Sarvesh Kumar Pandey, Parvesh Kumar Pandey

Counsel for Respondent :- CSC

Hon'ble Surya Prakash Kesarwani, J.

Hon'ble Surendra Singh-I, J.

Heard Sri Parvesh Kumar Pandey, learned counsel for the petitioner and Sri Nimai Das, learned Additional Chief Standing Counsel for the State-respondents.

Against the impugned order dated 07.04.2022 u/s 26 (2) of the Food Safety and Standards Act, 2006, passed by the respondent no. 3, the petitioner has remedy of appeal u/s 76 of the Act, 2006.

In view of the aforesaid and without expressing any opinion on the merits of the case of the petitioner, this writ petition is dismissed on the ground of alternative remedy, leaving it open for the petitioner to file an appeal before the appellate authority, if so advised.

In case the petitioner files an appeal against the impugned order within four weeks from today along with a certified copy of this order, the appeal shall be entertained by the appellate authority without raising any objection as to the limitation.

Order Date :- 17.8.2022 KS