

M/S. Switz Foods Private Limited & Anr vs Food Safety & Standard Authority Of ... on 24 September, 2024

Author: Suvra Ghosh

Bench: Suvra Ghosh

September 24, 2024 32 ARDR CRR 3889 of 2024 CRAN 1 of 2024 M/s. Switz Foods Private Limited & anr.

Vs. Food Safety & Standard Authority of India Sr. Adv. Sekhar Kumar Basu, Adv. Ayan Bhattacharjee, Adv. Jayati Chowdhury, Adv. Mandobi Chowdhury, Adv. Sucheta Mitra for the petitioners.

Learned counsel for the petitioners submits that in view of the time limit prescribed under Section 77 of The Food Safety and Standard Act, 2006 for taking cognizance of an offence under this Act, the learned Magistrate ought not to have taken cognizance of the complaint which was filed on 9th October, 2023 alleging commission of offence in 2021-2022.

The matter needs to be heard in presence of the opposite parties. The petitioners are directed to serve copy of the application along with annexure thereto upon the opposite party and file affidavit of service on the adjourned date. Let the matter appear under the same heading on 27th November, 2024.

(Suvra Ghosh, J.)