

# Amul Cooperative Milk Federation ... vs Union Territory Of J&K & Ors on 13 December, 2023

**Author: Sanjay Dhar**

**Bench: Sanjay Dhar**

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Supplementary matter

HIGH COURT OF JAMMU & KASHMIR AND LADAKH  
AT SRINAGAR

WP(C) No. 3210/2023

CM No. 7708/2023

Amul Cooperative Milk Federation Limited

..... Petitioner (s)

Through: Mr. Mir Reyaz Ahmad , Adv .  
V/s

Union Territory of J&K & Ors.

..... Respondent(s)

Through: None.

Coram:

Hon'ble Mr. Justice Sanjay Dhar, Judge.

## ORDER

13.12.2023 The petitioner has challenged order dated 14.11.2023 passed by Adjudicating Officer under the Food Safety and Standard Act, 2006 whereby a fine of Rs. 5000/- has been imposed upon the petitioner.

Learned counsel for the petitioner has submitted that the Appellate Authority under the Act has not been constituted in the Union Territory of Jammu and Kashmir which has compelled the petitioner to invoke the writ jurisdiction of this Court. He has further submitted that on one hand the Adjudicating Officer has concluded that the petitioner has not committed any offence under the Act but at the same time he has imposed fine upon the petitioner which cannot be justified in law.

Issue notice to the respondents subject to taking of necessary steps by the petitioner within one week.

List on 01.03.2024.

In the meantime, the impugned order to the extent of imposition of fine upon the petitioner is stayed.

(Sanjay Dhar) Judge SRINAGAR 13.12.2023 Aasif