

Suraj Freight Carrier Pvt. Ltd Through ... vs The State Of Jharkhand on 28 September, 2022

Author: Sanjay Kumar Dwivedi

Bench: Sanjay Kumar Dwivedi

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IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P. (Cr.) No. 394 of 2022

.....

Suraj Freight Carrier Pvt. Ltd through its director namely, Bijendra Kumar Karhana ... Petitioner

-Versus-

The State of Jharkhand ... Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Nilesh Kumar, Advocate Ms. Sonal Sodhani, Advocate For the State : Mr. Devesh Krishna, S.C. (Mines)-III

04/28.09.2022.

Learned counsel for the petitioner submits that the case of the petitioner is fully covered with judgment passed by this Court in the case of "Kishor Kumar Srivastava Vs. The State of Jharkhand & Anr." in W.P.(Cr.) No. 325 of 2021. He further submits that in view of Food Safety and Standard Act, 2006 the F.I.R. is required to be filed by competent person however, in the present case F.I.R. has been filed by police officer who is not competent to lodge F.I.R in view of above Act.

Mr. Devesh Krishna, learned counsel for the State submits that he will examine the aforesaid order and file counter-affidavit within three weeks after Durga Puja vacation.

Let this matter appear on 25.01.2023. Till the next date, no coercive step shall be taken against the petitioner in connection with Ramgarh P.S. Case No. 185/2021 pending in the Court of learned Chief Judicial Magistrate, Ramgarh.

(Sanjay Kumar Dwivedi, J.) Satyarthi/