

M/S Varun Beverages Ltd vs State Of Rajasthan on 2 July, 2021

Author: Ashok Kumar Gaur

Bench: Ashok Kumar Gaur

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 6752/2021

1. M/s Varun Beverages Ltd., Plot No. 2, Surjpur Bypass, Greater Noida, District Gautambudh Nagar (U.p.) Through Its Authorized Representative Shree S.d. Pandey
2. M/s Varun Beverages Ltd., F-26, M.i.a. (Extension), In Front Of Avvnl Power House, Madadi, Udaipur Through Its Authorized Representative Shree S.d. Pandey
3. Shri Vishwash Nagori S/o Shri Santosh Nagori, M/s Chitransh Agency Jk Road Sharda Petrol Pump Ke Pass Banjara Basti Nibaheda Chittorghar
4. Ms. Lalita Nagori W/o Shri Vishwash Nagori, Owner Of M/s Chitransh Agency Jk Road Sharda Petrol Pump Ke Pass Banjara Basti Nibaheda Chittorghar
5. Pankaj Mehta S/o Tejsingh Mehta, Nominee M/s Varun Beverages Ltd. F-26, M.i.a. (Extension), In Front Of Avvnl Power House, Madadi, Udaipur
6. Manish Bhatnagar S/o Santosh Batnagar, M/s Varun Beverages Ltd. .plot No. 2, Surjpur Bypass, Greater Noida, District Gautambudh Nagar (U.p.)

-----Petitioners

Versus

State Of Rajasthan, Through Food Safety Officer, Office Of Chief Medical And Health Officer, Jaipur.

-----Respondent

For Petitioner(s) : Mr.Mayank Gupta, Adv. (Through Video Conferencing) HON'BLE MR. JUSTICE ASHOK KUMAR GAUR Order 02/07/2021 Learned counsel for the petitioners submitted that the petitioners were found guilty of violation of sub-section 2(ii) of Section 26 of the Food Safety and Standards Act, 2006 (for short (2 of 2) [CW-6752/2021] 'the Act of 2006) read with Food Safety and Standards (Food Products Standards and Food Additives) Regulations, 2011 and as such they were directed under Section 52 to pay fine of Rs. 2,00,000/-.

Learned counsel submitted that the petitioners have filed an appeal under Section 70 of the Act of 2006 before the Food Safety Appellate Tribunal, Jaipur and at present no person is holding the post of Presiding Officer in the Appellate Tribunal and as such, appeal of the petitioners is not taken up.

Learned counsel also places reliance on an interim order passed by this Court in S.B.Civil Writ Petition No.12593/2020 (Sanpreet Singh Chabra & Ors. Vs. State of Rajasthan & Ors.) dated 5th

November, 2020.

Issue notice of the writ petition as well as stay application to the respondents, returnable on 9th August, 2021. Notices be given 'dasti', if prayed.

In the meanwhile, the respondent is restrained to effect any recovery in pursuance of order dated 24th February, 2021.

List the matter along-with S.B.Civil Writ Petition No.6751/2021.

(ASHOK KUMAR GAUR),J Monika/Himanshu Soni/10 Powered by TCPDF (www.tcpdf.org)