

Financial Officer- Sri Pramod Kumar ... vs The Union Of India And 2 Ors on 24 April, 2024

Author: Kalyan Rai Surana

Bench: Kalyan Rai Surana

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GAHC010144392020

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/4316/2020

RSH AGRO PRODUCTS LIMITED
CIN NO. U15132AS2021PLC012193, REPRESENTED BY ITS CHIEF
FINANCIAL OFFICER- SRI PRAMOD KUMAR CHOUDHURY, HAVING ITS
REGISTERED OFFICE AT- VILLAGE AMBHER, 12TH MILE, JORABAT,
GUWAHATI-781023, KAMRUP(M), ASSAM

VERSUS

THE UNION OF INDIA AND 2 ORS.
REPRESENTED BY THE SECRETARY, MINISTRY OF HEALTH AND FAMILY
WELFARE, GOVERNMENT OF INDIA, FOOD REGULATION SECTION,
NIRMAN BHAWAN, NEW DELHI-110011

2:FOOD SAFETY AND STANDARDS AUTHORITY OF INDIA
(A STATUTORY AUTHORITY ESTABLISHED UNDER THE FOOD SAFETY
AND STANDARDS ACT
2006 INDIA) REPRESENTED BY ITS AUTHORIZED
REPRESENTATIVE/ADVISOR
FDA BHAWAN
KOLTA ROAD
NEW DELHI-110002

3:COMMISSIONER OF FOOD SAFETY
HEALTH AND FAMILY WELFARE DEPARTMENT
ASSAM SECRETARIAT
BLOCK-D
4TH FLOOR
DISPUR-781006
ASSA

Advocate for the Petitioner : MR D K DAS
Advocate for the Respondent : ASSTT.S.G.I.

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BEFORE

HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 24.04.2024 Mr. R. K. Agarwal, learned counsel for the petitioner is present. He submits that in view of Section 35(k) of the IBC 2016 as well as in light of order dated 18.12.2023 passed by the NCLT, Guwahati bench in I.A. (I.B.C.)/3/GB/2023 in C.P.(I.B.)/18/GB/2021, he is under legal bar to appear for the petitioner in this case. The said submission is recorded.

2. Mr. B. Chakravarty, learned CGC appearing for the respondent no.1 has submitted that he is in receipt of instruction dated 12.01.2021 by the Under Secretary to the Govt. of India, Ministry of Health & Family Welfare, Department of Health & Family Welfare (Food Regulation Section), that the order impugned in this writ petition has been withdrawn in view of the orders passed by the High Court of Delhi in WP(C) 8834/2020 and other connected matters.

3. The learned CGC has provided photocopies thereof to be retained in record.

4. In view of the submissions made by the learned CGC, the matter has become infructuous.

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5. Accordingly, this matter stands closed having been rendered infructuous.

JUDGE Comparing Assistant