

# Kishor Kumar Srivastava vs The State Of Jharkhand & Anr on 11 May, 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. 325 of 2021

Kishor Kumar Srivastava

Versus

..... Petitioner

The State of Jharkhand & Anr.

..... Respondents

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CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

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For the Petitioner : Mr. Nilesh Kumar, Advocate For the State : Mr. Manoj Kumar, G.A.-III  
05/Dated: 11/05/2022 This petition has been heard through Video Conferencing in view of the  
guidelines of the High Court taking into account the situation arising due to COVID-19 pandemic.

It has been contended that in the light of offences under Food Safety and Standard Act, 2006, police  
are incompetent to take cognizance of offence under the said Act. He submits that Food Safety  
Officer alone is competent to investigate and file chargesheet following the sections 41 and 42 of the  
said Act.

Mr. Manoj Kumar, learned counsel for the State submits that shorter time may kindly be allowed to  
examine the judgments relied by the learned counsel for the petitioner.

It appears that earlier this matter was adjourned at the instance of the respondent-State and today  
also this matter is being adjourned at the instance of the respondent-State, in that view of the matter  
the petitioner shall not be arrested in connection with Ratu P.S. Case No. 230 of 2021, pending in  
the Court of learned Judicial Magistrate, Ranchi.

Let this matter appear on 14.06.2022.

(Sanjay Kumar Dwivedi, J.) Satyarthi/