

Dillip Kumar Das & Anr vs State Of Odisha ... Opposite Party on 21 February, 2022

Author: Sashikanta Mishra

Bench: Sashikanta Mishra

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 1220 of 2022

Dillip Kumar Das & Anr.	...	Petitioner
	Mr. S.N. Pattanaik, Advocate	
	- Versus -	
State of Odisha	...	Opposite Party
		Mr. P.K. Maharaj,
		Addl. Standing Counsel

CORAM:

JUSTICE SASHIKANTA MISHRA
ORDER

21.02.2022 Order No. 1. This matter is taken up through hybrid mode.

1.

2. Heard learned counsel for the petitioner and learned Addl. Standing Counsel for the State.

3. The petitioner is in custody since 08.02.2022 in connection with Cuttack Sadar P.S. Case No.455 of 2021 corresponding to G.R. Case No.1864 of 2021 pending in the Court of learned J.M.F.C.(R), Cuttack for the alleged commission of offence under Sections 420/272/273/34 of IPC read with Sections 52/53/56/57/59/63 of Food Safety and Standard Act, 2006 and Section 16 of Prevention of Food Adulteration Act, 1954 and Section 32 of Legal Metrology (Package and Communities Rules, 2021).

4. Considering the submissions, materials on record and in particular the chemical examination report enclosed to the bail application issued by the Deputy Director-cum- Food Analyst of the State Food Testing Laboratory, which does not indicate that the seized product was in any manner noxious or unfit for human consumption, I am inclined to allow the prayer for bail. Let the petitioner be released on bail on such terms and conditions as the court in seisin over the matter may deem fit and proper to impose including the condition that he shall personally appear before the trial Court on each date of posting of the case without fail.

5. BLAPL is accordingly disposed of.

6. Issue urgent certified copy as per rules.

(Sashikanta Mishra) A.K. Rana Judge