

Anshul Bansal vs State Of Nct Of Delhi & Anr on 15 April, 2024

Author: Navin Chawla

Bench: Navin Chawla

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* IN THE HIGH COURT OF DELHI AT NEW DELHI
+ CRL.M.C. 2388/2024 & CRL.M.A. 9162/2024
ANSHUL BANSAL

..... Petitioner

Through: Mr.Ronak Bhalotia, Mr.Aayush
Kuchhal, Advs.

versus

STATE OF NCT OF DELHI & ANR. Respondent

Through: Ms.Priyanka Dalal, APP with
SI Raj Kumar.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA
ORDER

% 15.04.2024

1. This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (in short, 'Cr.P.C.') seeking quashing of FIR No.0585/2022 registered at Police Station: Mangolpuri, Delhi under Sections 420/272/273/120B/34 of the Indian Penal Code, 1860 and Section 16 of the Prevention of Food Adulteration Act, 1954 along with all other proceedings arising therefrom.

2. It is the case of the petitioner that in view of Section 89 of the Food Safety and Standard Act, 2006, in case of an alleged violation of the said Act, the FIR cannot be registered and the case can only proceed on the complaint of the Food Safety Officer. In support, the learned counsel for the petitioner has inter alia relied upon the order dated 22.03.2024 of the Supreme Court in Sushil Kumar Gupta v. State of West Bengal (Criminal Appeal No.1798/2024).

3. Issue notice.

4. Notice is accepted by Ms.Priyanka Dalal, the learned APP.

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5. Let notice of this petition be also served on the respondent no.2, through all modes, returnable on 25th July, 2024.

6. Reply be filed within a period of four weeks of receipt of notice. Rejoinder thereto, if any, be filed within a period of three weeks thereafter.

7. The Status Report be also filed by the respondent no.1 before the next date of hearing.

NAVIN CHAWLA, J APRIL 15, 2024/Arya Click here to check corrigendum, if any This is a digitally signed order.

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