

# Lankesh vs State Of M.P. on 9 July, 2022

**Author: Milind Ramesh Phadke**

**Bench: Milind Ramesh Phadke**

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IN THE HIGH COURT OF MADHYA PRADESH  
AT GWALIOR  
BEFORE  
HON'BLE SHRI JUSTICE MILIND RAMESH PHADKE  
ON THE 9th OF JULY, 2022

WRIT PETITION No. 3833 of 2012

Between:-

LANKESH S/O B.P.SHARMA , AGED ABOUT 25  
Y E A R S , GRAM BIRAMPURA, TEH.JOURA,  
DISTT.MORENA (MADHYA PRADESH)

.....PETITIONER

(BY SHRI SANJAY BAHIRANI - ADVOCATE)

AND

1. STATE OF M.P. TH:ITS FOOD SAFETY  
COMMISSIONER VALLABH BHAWAN, BHOPAL  
(MADHYA PRADESH)
2. THE ADJUDICATION OFFICER CUM  
ADDITIONAL DIST.MAGISTRATE  
DIST.MORENA MP (MADHYA PRADESH)
3. KU.REKHA SONI [FOOD SAFETY OFFICER]  
OCCUPATION: FOOD SAFETY  
ADMINISTRATION DEPARTMENT  
DIST.MORENA (MADHYA PRADESH)

.....RESPONDENTS

(BY SHRI SHIRAZ QURAISHI - GA)

This petition coming on for admission this day, the court passed the following:

ORDER

Counsel for the petitioner at the outset submits that in exercise of the powers conferred under sub-section (1) of Section 70 of the Food Safety and Standards Act 2006, the State Government had established Food Safety Appellate Tribunal and he has a remedy to prefer an appeal against the order impugned. In the light of the said development, he prays that the appellate authority which was not earlier available, has now been constituted. He be permitted to approach the appellate

authority for redressal of his grievance and thus, prays for disposal of the petition.

Prayer made by counsel for the petitioner appears to be reasonable. The petition is disposed of with liberty to the petitioner to approach the appellate Tribunal within a period of fourteen days from today. The period consumed in pursuing this petition, will not come in the way of the petitioner if the said appeal is filed within the aforesaid period of fourteen days from today.

(MILIND RAMESH PHADKE) JUDGE Rks RAM KUMAR SHARMA 2022.07.09 18:35:35 +05'30'