

Santosh Kumar vs State Of U.P. And 3 Others on 15 June, 2022

Author: Manoj Kumar Gupta

Bench: Manoj Kumar Gupta

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Court No. - 21

Case :- WRIT - C No. - 17011 of 2022

Petitioner :- Santosh Kumar

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Pratik Chandra,Asha Parihar,Geeta Parihar

Counsel for Respondent :- C.S.C.

Hon'ble Manoj Kumar Gupta,J.

Hon'ble Sameer Jain,J.

The instant petition has been filed praying for a mandamus directing the respondents not to take any coercive measure against the petitioner till disposal of recall application dated 22.02.2022 filed by him for recall of an order passed against him under Section 51 of the Food Safety and Standards Act, 2006.

It seems that in an inspection made at the petitioner's business place, the sample of mustard oil collected and sent for testing was found not to conform to the standard laid down in this behalf. Consequently, a penalty order was passed against him by A.D.M. Finance & Revenue, Firozabad on 7.09.2021. The petitioner filed an application for recall of the said order stating that he had never received any notice in connection with the said proceedings. The said application is stated to be pending.

Having regard to the facts of the case, we dispose of the instant petition with direction to respondent no.3 to decide the recall application expeditiously, preferably within four weeks from the date of receipt of a true attested copy of the instant order.

(Sameer Jain, J.) (Manoj Kumar Gupta, J.) Order Date :- 15.6.2022 SL