The Food Safety Officer, Thiruvalla ... vs Biju P Nair on 7 August, 2024

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT

THE HONOURABLE MRS. JUSTICE C.S. SUDHA
Wednesday, the 7th day of August 2024 / 16th Sravana, 1946
CRL.M.APPL.NO.1/2024 IN CRL.A NO. 666 OF 2024
APPLICANT/APPELLANT/COMPLAINANT:

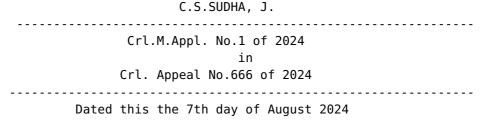
THE FOOD SAFETY OFFICER, REVENUE TOWER, THIRUVALLA, PATHANAMTHITTA DISTRICT, PIN 689101 REPRESENTED BY THE PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM, PIN - 682031

RESPONDENTS/RESPONDENTS/ACCUSED:

- 1. BIJU P NAIR JOLLY FOOD PRODUCTS, KADAPRA, NIRANAM PO, THIRUVALLA. PATHANAMTHITTA, PIN 689621
- 2. JOLLY EAPPAN JOLLY FOOD PRODUCTS, KADAPRA, NIRANAM PO, THIRUVALLA. PATHANAMTHITTA, PIN 689621
- 3. RAJAN MK BAKERS, 41/1430 B, CHAITHANYA BULDING, KRISHNASWAMI ROAD, PULLEPPADY, ERNAKULAM, PIN 682035
- 4. BAKERS BAKERS, 41/1430 B, CHAITHANYA BULDING, KRISHNASWAMI ROAD, PULLEPPADY, ERNAKULAM REPRESENTED BY THIRD RESPONDENT, PIN 682035
- 5. KHADARVALLI NAGUR M/S K.B CORPORATION, 12/266 A, HALWA BAZAR, CALICUT, PIN 673001

Application praying that in the circumstances stated in the affidavit filed therewith the High Court be pleased to condone the delay of 155 days in filing the above criminal appeal.

This Application coming on for orders upon perusing the application and the affidavit filed in support thereof, and upon hearing the arguments of PUBLIC PROSECUTOR for the petitioner and of ANOOP.V. NAIR, TANOOSHA PAUL, ROHITH C., AVANTHIKA R., Advocates for the respondent nos 1 to 4, the court passed the following:



ORDER

This application has been filed by the appellant, who is the Food Safety Officer, Thiruvalla, for condoning the delay of 155 days in filing the appeal. It is averred in the affidavit that the delay occurred due to administrative exigencies. The application is seriously opposed by the learned counsel appearing for the respondents on the ground that no sufficient reasons are shown in the affidavit for condoning the delay. However, as the offence alleged to have been committed is under

the Food Safety and Standards Act, 2006, and in the interest of justice, the delay is condoned.

For admission, post on 14/08/2024.

Sd/-

C.S.SUDHA JUDGE NP 07-08-2024 /True Copy/ Assistant Registrar