

Sunil Shankar Raut (Nominee) And Anr vs The State Of Maharashtra on 3 January, 2024

Author: Prakash D. Naik

Bench: Prakash D. Naik

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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1156 OF 2016

Sunil Shankar Raut (Nominee) and another
versus
The State of Maharashtra

Applicants

Respondent

Mr.Kirti Parekh, Advocate for Applicants.
Mr.Y.Y.Dabake, APP, for State.

CORAM : PRAKASH D. NAIK, J.

DATE : 3rd January 2024

PC :

1. The applicant has challenged the order issuing process dated 16th April 2016. The complaint was filed alleging contravention of provisions of Food Safety and Standard Act. One of the grievance of Applicant is that the order issued u/s.427 of Food Safety and Standard Act does not refer to the names of Applicants. Reliance is placed on the decision of this Court in the case of A.K.Shirbhate (Food Inspector) Vs. Ramlal @ Ramnath and another (1990[2]-Food Adulteration Cases-257).

2. Learned APP submits that there is sufficient material to prosecute Applicants. The Trial Court has issued process. concerned officer is not present for giving instructions.

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3. It is pertinent to note that interim order was granted by this Court on 25th October 2016. The application was adjourned on several occasions for want of instructions.

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4. Arguable questions are raised.

ORDER

(i) Rule;

(ii) There shall be ad-interim relief in terms of prayer clause (b)

till final disposal of this application.

(PRAKASH D. NAIK, J.) MST