

Gaurav Gupta And Another vs State Of Up And 3 Others on 4 September, 2024

Author: Manoj Kumar Gupta

Bench: Manoj Kumar Gupta

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Neutral Citation No. - 2024:AHC:143667-DB

Court No. - 21

Case :- WRIT - C No. - 29289 of 2024

Petitioner :- Gaurav Gupta And Another

Respondent :- State Of Up And 3 Others

Counsel for Petitioner :- Arun Kumar Pundir,Rajesh Srivastava

Counsel for Respondent :- C.S.C.

Hon'ble Manoj Kumar Gupta,J.

Hon'ble Manish Kumar Nigam,J.

1. The petitioners are aggrieved by order dated 25.10.2023 passed by the Adjudicating Officer under Section 52 of Food Safety and Standards Act, 2006 and the consequential recovery proceedings by way of recovery certificates dated 06.07.2024.

2. Counsel for the petitioners, after making brief submissions, fairly concedes that the petitioners have alternative remedy of filing appeal before the Appellate Tribunal as per the procedure prescribed under Rule 3.3.1 of the Food Safety Standard Rules, 2011. He, therefore, prays for

withdrawal of the instant petition with liberty to the petitioners to avail said remedy.

3. Having regard to the submissions made, we permit the petitioner to withdraw the writ petition with liberty to avail such legal remedy as may be advised.

4. Accordingly, the petition is disposed of as withdrawn in terms of the prayer made.

Order Date :- 4.9.2024 Nitika Sri. (Manish Kumar Nigam, J.) (Manoj Kumar Gupta, J.)