

Govind Prasad Jaisawal vs State Of U.P. And 3 Others on 21 October, 2022

Bench: Sunita Agarwal, Vipin Chandra Dixit

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Court No. - 39

Case :- WRIT - C No. - 28829 of 2022

Petitioner :- Govind Prasad Jaisawal

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

Counsel for Petitioner :- Saurabh Kumar Pandey

Counsel for Respondent :- CSC

Hon'ble Mrs. Sunita Agarwal,J.

Hon'ble Vipin Chandra Dixit,J.

Heard learned counsel for the petitioner and the learned Standing Counsel appearing for the respondent Nos. 1 to 4.

The recovery citation dated 20.8.2022 is under challenge on the premise that the petitioner has filed an appeal under Section 76 of the Food Safety and Standards Act, 2006 against the order dated 21.12.2013 passed by the Adjudicating Authority.

The said appeal has been admitted by this Court and record of lower Court has been summoned. The contention is that the impugned recovery citation during pendency of the appeal, cannot be sustained. The remedy before the petitioner is to challenge the recovery citation in the pending appeal.

The writ petition is accordingly, dismissed.

Order Date :- 21.10.2022 P.P.