

# **Lokesh Agarwal S/O Ramesh Chandra vs State Of Rajasthan on 26 July, 2021**

**Author: Ashok Kumar Gaur**

**Bench: Ashok Kumar Gaur**

HIGH COURT OF JUDICATURE FOR RAJASTHAN  
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7752/2021

Lokesh Agarwal S/o Ramesh Chandra

----Petitioner

Versus

State Of Rajasthan

---Respondent

For Petitioner(s) : Mr.Mayank Gupta, Advocate.

For Respondent(s) :

HON'BLE MR. JUSTICE ASHOK KUMAR GAUR Order 26/07/2021 Counsel for the petitioners submitted that the petitioners were found guilty under sub-section 2(ii) of Section 26 of the Food Safety and Standards Act, 2006 (for short 'the Act of 2006) read with Food Safety and Standards (Food Products Standards and Food Additives) Regulations, 2011 and as such they were directed to pay a fine of Rs.3,00,000/- under Section 52 of the Act of 2006.

Counsel submitted that the petitioners have preferred an appeal under Section 70 of the Act of 2006 before the Food Safety Appellate Tribunal.

Counsel submitted that after filing of the appeal, the appellate Tribunal is not regular sitting due to COVID-10 Pandemic and as such the appeal preferred by the petitioner has not been taken up for hearing so far.

Counsel further submitted that there is no Presiding Officer, who is heading the appellate Tribunal.

Counsel further submitted that in similar matter, this Court has passed an interim order and as such he places reliance on the (2 of 2) [CW-7752/2021] order dated 02.07.2021 passed by this Court in S.B.Civil Writ Petition No.6751/2021 [M/s.Varun Beverages Ltd. & Ors. Vs. State of Rajasthan].

Issue 'dasti' notices of the writ petition as well as stay application, returnable on 31.08.2021.

In the meanwhile, the respondents are restrained to effect any recovery in pursuance of the order dated 26.02.2021 (Annex.4).

List along with S.B.Civil Writ Petition No.6751/2021.

(ASHOK KUMAR GAUR),J AARZO ARORA /25 Powered by TCPDF (www.tcpdf.org)