

# Sunil Chawla vs State Of U.P. And Another on 10 September, 2024

**Author: Manoj Kumar Gupta**

**Bench: Manoj Kumar Gupta**

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Neutral Citation No. - 2024:AHC:147689-DB

Court No. - 21

Case :- WRIT - C No. - 30221 of 2024

Petitioner :- Sunil Chawla

Respondent :- State of U.P. and Another

Counsel for Petitioner :- Amod Pandey, Satyendra Kumar Mishra

Counsel for Respondent :- C.S.C.

Hon'ble Manoj Kumar Gupta, J.

Hon'ble Manish Kumar Nigam, J.

1. The petitioner is aggrieved by order dated 28.10.2023 passed by the Adjudicating Officer under Section 51 of Food Safety and Standards Act, 2006 and the consequential recovery proceedings by way of recovery certificate dated 10.04.2024.

2. Learned counsel for the petitioner, after making brief submissions, fairly concedes that the petitioner has alternative remedy of filing appeal before the Appellate Tribunal as per the procedure prescribed under Rule 3.3.1 of the Food Safety and Standards Rules, 2011. He, therefore, prays for

withdrawal of the instant petition with liberty to the petitioner to avail the 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 Accordingly, the petition is disposed of as withdrawn with liberty in terms of the prayer made.

(Manish Kumar Nigam, J.) (Manoj Kumar Gupta, J.) Order Date :- 10.9.2024 Ankit.