

Saeem Ali vs State Of U.P. And 4 Others on 31 October, 2023

Author: Mahesh Chandra Tripathi

Bench: Mahesh Chandra Tripathi

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Neutral Citation No. - 2023:AHC:208250-DB

Court No. - 40

Case :- WRIT - C No. - 34432 of 2023

Petitioner :- Saeem Ali

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Hari Om Sharan Tiwari, Mohit Kumar Dwivedi, Shrikant Chaturvedi

Counsel for Respondent :- C.S.C.

Hon'ble Mahesh Chandra Tripathi, J.

Hon'ble Prashant Kumar, J.

1. Heard Shri Hari Om Sharan Tiwari, learned counsel for the petitioner and learned Additional Chief Standing Counsel for the State-respondents.

2. The present writ petition is preferred for according No Objection Certificate (for short "NOC") from the concerned authorities as per the provisions contained under the Food Safety and Standards Act, 2006 (hereinafter referred to as the "Act, 2006") as well as Food Safety and Standards (Licensing and Registrations of Food Business) Regulations, 2011 (hereinafter referred to as the "Regulations, 2011").

3. Shri Devansh Rathore, learned Additional Chief Standing Counsel has raised objection that while according the NOC, the respondents have taken objection on 16 points vide order dated 28.06.2023. Nothing has been brought on record to indicate or to controvert the said objection. In absence of any material which is brought on record, no relief can be accorded.

4. Considering the report dated 28.06.2023, we do not find any good ground to interfere in the matter. Needless to say, in case, the petitioner fulfils the minimum eligibility which is prescribed therein as indicated in the report dated 28.06.2023, it is open to the petitioner to move a fresh application before the authority concerned as per law.

5. With the aforesaid leave, the writ petition stands disposed of.

Order Date :- 31.10.2023 Rama Kant