

IN THE COURT OF DEPUTY COMMISSIONER, RAMGARH

Miscellaneous Case No.- 13/2014

**State ...Vrs.... Devendra Sharan & Others**

ORDER

21/05/2015

The Designated Officer-cum-Addl.Chief Medical Officer, Ramgarh has issued a letter no.- 117, dated 06.05.2014 for initiation of Food Safety and Standers Act. 2006 against the accused Devendra Sharan S/O- Late Raghav Sharan, M/S New Poonam Sweets, At- Subhash Chowk, Main Road Ramgarh and Anil Kumar Singh S/o- Jai Nandan Prasad At & Post- Bakhari, Dist.- Begusarai (Bihar)

In his application dated 06.05.2014 Designated Officer-cum-Addl.Chief Medical Officer, Ramgarh has stated that the sample of Khoya bearing SI. & Code RMG-22 dated 07.11.2012 which had been Collected from the shop of M/S New Poonam Sweets, At- Subhash Chowk, Main Road Ramgarh has been declared Sub Standard by the Food Analyst vide his report No. 201/FSSA/2012 dated 14.11.2012

The above named accused person has thus contravened the rules and specified norms and lied down under the Food Safety and Standard Regulation 2011. He has rendered himself liable to be prosecuted u/s 26 & 27 and Sec- 51 of the Food Safety and Standards Act 2006. Which is in contravention of the rules and specified norms, laid down under the food safety Standard Regulation 2011 and liable to be prosecuted u/s 26 & 27 and Sec- 51 of the Food Safety and Standard Act 2006 and has prayed to punish the accused u/s 51 of the Act.



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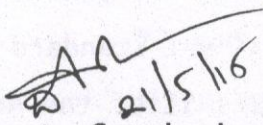
The Accused Devendra Sharan S/O- Late Raghav Sharan, M/S New Poonam Sweets in his show cause has denied the allegations made against him.

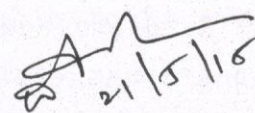
Heard both parties. As per report no.- 201/FSSA/2012 dated 14.11.2012 of the Food analyst State Food and Drug Laboratory, Namkum, Ranchi after due analysis of the sample of Khoya does not conform to the prescribed standards of quality laid down under the FS&S Regulations 2011 and hence of sub standards grade within the scope of sec-3 (zx) read with sec- 26 & 27 and sec- 51 of the Food safety and standards Act 2006.

I found no evidence or material to disbelieve the report of the analyst, State Food and Drug Laboratory, Namkum, Ranchi. Accordingly the accused is found guilty U/S- 51 of the Food Safety and Standards Act 2006 therefore he is liable for penalty of Rs. 10,000/- (Ten thousand) in the sections. The accused petitioner is directed to deposit the amount of penalty within 90 days of the order, failing which necessary steps under section 96 of the Act shall be initiated against the accused petitioner.

Copy to Designated Officer-cum-Addl.Chief Medical Officer, Ramgarh for information and necessary action. Case record to be submitted in record room.

Dictated and corrected

  
21/5/16  
Deputy Commissioner  
Ramgarh (Jharkhand).

  
21/5/16  
Deputy Commissioner  
Ramgarh (Jharkhand).

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