

IN THE COURT OF DEPUTY COMMISSIONER, RAMGARH

Miscellaneous Case No.- <sup>07</sup>~~03~~/2014

State ..Vrs.... Ritesh Kumar

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ORDER

25/07/2015

The Designated Officer-cum-Addl.Chief Medical Officer, Ramgarh has issued a letter no.- 441, dated 09.12.2013 for initiation of Food Safety and Standers Act. 2006 against the accused Reitesh Kumar S/o Sri Ramesh Ram M/s Kaku Food & Fun, At- Hemantpur Gola, P.S.- Gola, Dist.- Ramgarh.

In his application dated 09.12.2013 Designated Officer-cum-Addl.Chief Medical Officer, Ramgarh has stated that the sample of Chow bearing SI. & Code RMG-42 (2013) dated 25.10.2013 which had been Collected from the shop of M/s Kaku Food & Fun has been declared Sub Standard by the Food Analyst vide his report No. 1379/FSSA/2013 dated 30.10.2013

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, 48 & 52 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, 48 & 52 of the Food Safety and Standard Act 2006 and has prayed to punish the accused u/s- 26, 27, 48 & 52 of the Act.

The Accused Reitesh Kumar S/o Sri Ramesh Ram M/s Kaku Food & Fun, At- Hemantpur Gola, P.S.- Gola, Dist.- Ramgarh in his denied the allegations made against him.

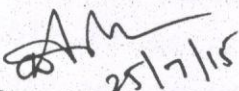


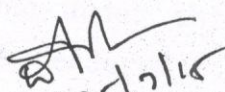
Heard both parties. As per report no. 1379/FSSA/2013 dated 30.10.2013 of the Food analyst State Food and Drug Laboratory, Namkum, Ranchi after due analysis of the sample of Chow in question is misbranded within the meaning of Sec- 3(1)(zf)(C) of the FS&S Act. 2006 read with Sec-23 on the basis violation of various mandatory provisions specified under the FS&S (Packaging & labeling) Regulations 2011. Ref. by u/s- 26, 27 & 52 of the Act.

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- 26, 27 & 52 of the Food Safety and Standards Act 2006 therefore he is liable for penalty of Rs. 5,000/- (Five thousand) jointly in both sections. The accused petitioner is directed to deposit the amount of penalty within 30 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

  
25/7/15  
Deputy Commissioner  
Ramgarh (Jharkhand).

  
25/7/15  
Deputy Commissioner  
Ramgarh (Jharkhand).

1247/विपर  
11/8/15