

Chirag versus State of H.P. and others

CWPIL No. 18 of 2025

07.04.2025 Present: Mr. R.K. Bawa, Senior Advocate with Mr. Ajay Kumar Sharma, Advocate, for the petitioner.

Mr. Rakesh Dhaulta, Additional Advocate General for respondents No. 1 to 3 and 5-State.

CWPIL No.18 of 2025

Notice. Mr. Rakesh Dhaulta, learned Additional Advocate General appears, waives and accepts service of notice on behalf of respondents No. 1 to 3 and 5.

Notice to respondents No. 4, 6 and 7, returnable on next date, on taking steps within two days, be issued.

Learned counsel for the petitioner while referring to Section 26(ii) (iii) and Section 31 of Food, Safety and Standards Act, 2006, have submitted that in the State of Himachal Pradesh, these provisions are being overlooked and persons are carrying on food business without licence and without applying the provisions contained in these sections, which may cause spread of serious disease in the society and therefore, petitioner is constrained to file the present petition.

As prayed, reply on behalf of appearing respondents be filed within three weeks.

List before appropriate Bench after three weeks.

CMP No.6256 of 2025

Notice in aforesaid terms.

In the meanwhile, respondents shall ensure that no food business is operated/carried on in violation of provisions of Food, Safety and Standards Act, 2006 in the entire Himachal Pradesh and also to ensure strict action against the violative persons including prosecution under the Act.

CMP No.6257 of 2025

Allowed. Respondent-applicant is exempted from filing English translation of Annexure P-2 (colly), at this stage, subject to filing of the same within seven days, as and when directed to do so.

The application stands disposed of.

(Vivek Singh Thakur)
Judge

7th April, 2025

[himani]

(Ranjan Sharma)
Judge