

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Miscellaneous Appeal No. 106/2026
CNR: RJHC020003012026 | URN: CMA / 338U / 2026

Rishabh Jain Son Of Prem Chand Jain

-----Appellant

Versus

State of Rajasthan & Ors.

-----Respondents

For Appellant(s)	:	Mr. Prakash Kumar Jha
For Respondent(s)	:	Mr. G.S. Gill, AAG (for respondent No.3)

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

24/07/2026

- During course of arguments, it has transpired that in a Criminal Case No.143/2024 registered by and on behalf of Food Safety Officer, Kota against one Mr. Dilip Singh, under Food Safety & Standards Act, 2006, an order of punishment dated 21.02.2025 was passed, and in that order, apart from imposition of penalty and direction for cancellation of license of Mr. Dilip Singh, the premise in question whereupon the factory of manufacturing the Ghee in the name and style of M/s. Bal Gopal Dairy Products, was also ordered to be sealed.
- Submission of counsel for appellant is that appellant is the owner of the premise and Mr. Dilip Singh-respondent No.4 was his tenant and since respondent No.4 has deposited the penalty amount so also his license has also been cancelled, therefore, the seized premise may be directed to be de-sealed.

3. Counsel for appellant raised an argument that the punishment order dated 21.02.2025, passed by Authority, to the extent of directing to seize the premise in question is without jurisdiction as under the Food Safety & Standards Act, 2006, such powers have not been entrusted, therefore, to address such a submission, this Court seeks assistance of the Additional Government General, appearing on behalf of the Commissioner, Nagar Nigam, Kota (South) so also Advocate-Mr. S.S. Naruka, AAG on this Issue.

4. Counsel for appellant is directed to serve a copy of paper-book of this appeal in the office of Additional Advocate General-Mr. S.S. Naruka. His name be shown in the cause list.

5. List the appeal on 30.07.2026 in supplementary list.

(SUDESH BANSAL),J