

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Criminal Writ No. 471/2017

Itc Limited Virginia House And Anr

-----Petitioner

Versus

State Of Raj And Ors

-----Respondent

For Petitioner(s) : Mr. Sunil Nath
For Respondent(s) : Mr. V.S. Godara, PP

HON'BLE MR. JUSTICE DEEPAK MAHESHWARI

Judgment / Order

09/07/2018

Heard learned counsel for the petitioner.

Counsel submits that the complaint was lodged against the petitioners and some other persons by Food Safety Officer on 27.10.2016 i.e. after period of more than one year, whereas sample was taken on 5.6.2015. He further submits that report given by the Food Laboratory was not made available to the petitioners and thus the was deprived of the right in preferring appeal against the report given by the said laboratory. He further submits that both laboratories situated at Alwar (Raj.) as also Ghaziabad Laboratory were not NABL accredited laboratories. It is also stated that the report was prepared after the expiry of the shelf life of the pouch of Yippee Noodles Magic Masala Mix, sample of which was taken on 5.6.2015.

Issue notice.

Learned Public prosecutor accepts notice on behalf of the State. Rests of the respondents be served the notice.

Requisites be filed by the petitioner within three days from today.

Rule be made returnable in two weeks.

List the matter on 25.7.2018, as prayed.

Notice be also served by way of registered post as prayed in addition to the ordinary course.

Anand 24

(DEEPAK MAHESHWARI),J

RAJASTHAN HIGH COURT



सत्यमेव जयते