

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRR-144-2005 (O & M)
Date of decision:12.08.2015

The State of Punjab ...Petitioner(s)

Versus

Raj Kumar and ors. ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Shilesh Gupta, Addl.A.G., Punjab,
for the petitioner.

Rajan Gupta, J. (oral)

Present revision petition has been preferred by the State against the order dated 20.09.2004 passed by the Special Judge, Mansa, whereby application filed by the accused for dropping the charges has been allowed.

Case was registered under Section 7 of the Essential Commodities Act, 1955. On the basis of FIR, trial court came to the conclusion that FIR itself showed that the dealer had purchased the sub-standard fertilizer without bill from the manufacturer. It also came to the conclusion that no offence was made out under the Special Act in view of judgment of Hon'ble Supreme Court in *Consumer Action Group versus S. Cadbury India Ltd. and another*, 2000(1) RCR 548. No plea has been raised by the State which would warrant interference in revisional jurisdiction.

There is, thus, no merit in this petition.

Dismissed.

**(RAJAN GUPTA)
JUDGE**

12.08.2015