

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-22767-2017
Decided on: 20.07.2017**

Suresh Kumar @ Shashi

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Inderjit Sharma, Advocate,
for the petitioner.

Mr. V.G. Jauhar, Sr. DAG, Punjab.

SUDIP AHLUWALIA, J (ORAL)

Perused the case file including the report dated 12.07.2017 of the designated Officers of Food & Safety Department.

It is, however, undisputable that the competent authority for the purpose of seizure/prosecution in relation to food items, is designated under Prevention of Food Adulteration Act and the Police are not authorized to investigate the same, except in a case where the angle of deceit/cheating or any other cognizable offence is involved. Admittedly, no person from the public has ever made any complaint in that regard till date.

For the aforesaid reasons, the petitioner may be admitted to anticipatory bail, subject to imposition of appropriate terms and conditions as deemed fit by the Ld. Trial/Area Magistrate and subject to compliance of the conditions of Section 438(2) Cr.P.C.

**(SUDIP AHLUWALIA)
JUDGE**

20.07.2017

Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No