

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CWP No. 7044 of 2017 (O&M)

Date of decision:13.7.2017

Daya Kishan Sharma and others

... Petitioners

versus

Union of India and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.RAjiv Atma Ram, Sr.Advocate, with
Mr.Abhishek Arora, Advocate,
for the petitioners
Mr.Ajay Kalra, Advocate,
for respondent no.2.
Mr.Sushil Gautam, DAG, Haryana,
for respondent no.3.

...

AMOL RATTAN SINGH, J. (Oral)

Mr.Rajiv Atma Ram, learned Senior counsel appearing for the petitioners, submits that this petition may be disposed of in terms of what has been stated by respondent no.3, i.e. the State of Haryana, in its short reply, to the effect that the new service rules have been drafted, by which the Food Safety Officers, i.e. the petitioners, and others similarly placed, would be provided a promotional avenue as Designated Officers under the Food Safety and Standards Act, 2006.

On query, learned State counsel submits that the draft rules were sent to the Government but have been returned to the Food and Drugs Administration Department with certain objections, which are in the process of being removed.

On specific query, it has been stated that under the Act of 2006, the rules do not have to be approved either by the Union of India, i.e. respondent no.1, or by the Food Safety and Standards Authority of India, i.e. respondent no.2.

That being so, this petition is disposed of with a direction that the State of Haryana shall ensure that the draft rules are finally notified after removal of all objections by 31.12.2017. However, if there are any genuine reasons due to which the rules cannot be notified by that date, then respondent no.3 would be at liberty to file an application for extension of time, giving such reasons.

13.7.2017
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No