

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.06.2022

CORAM:

THE HON'BLE MR.JUSTICE N.SATHISH KUMAR

CRL.O.P.No.10273 of 2022

and

Crl.M.P.Nos.6093 and 6090 of 2022

1.R.Shiva Kumar

2.R.Saravanan

3.M/s.Hotel Saravana Bhavan
Rep. by Mr.R.Saravanan
No.209, Y-Block, 2nd Avenue
Anna Nagar, Chennai 600 040

4.Theerthan.C.

... Petitioners / Accused 1 to 4

Vs.

A.Ramaraj
Food Safety Officer
Code No.536
Anna Nagar Area, Chennai District
Tamilnadu Food Safety Department
No.33, West Jones Road
Saidapet, Chennai 600 015.

... Respondent / Complainant

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C., to call for the records relating to the complaint in C.C.No.1219 of 2020 on the file of the learned X Metropolitan Magistrate, Egmore, Chennai and quash the same.

For Petitioner : Mr.R.Harishankar

For Respondents : Mr.A.Gokulakrishnan
Additional Public Prosecutor

O R D E R

This Criminal Original Petition filed is under Section 482 of Cr.P.C., to call for the records relating to the final report filed in C.C.No.1219 of 2020 on the file of the learned X Metropolitan Magistrate, Egmore, Chennai, for the offence u/s.59(1) and 52(1) of the Food Safety and Standards Act, 2006 and quash the same.

2.When this Court was about to dismiss the present petition after hearing the submissions of the learned counsel for the petitioners, the learned counsel sought indulgence of this Court to dispense with the personal appearance of the petitioners before the trial Court.

3.In view of the same, this petition stands dismissed. The personal appearance of the petitioners before the Trial Court shall be dispensed with, provided that, they shall be present for receiving the charge sheet, for answering the charge, at the time of questioning under Section 313, Cr.P.C and at the time of passing judgment. Consequently, the connected Crl.M.P.No.6093 of 2022 is ordered and Crl.M.P.No.6090 of 2022 is closed.

Sd/-

Assistant Registrar(CS III)

/True Copy//

Sub Assistant Registrar

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To

The Food Safety Officer
Code No.536
Anna Nagar Area, Chennai District
Tamilnadu Food Safety Department
No.33, West Jones Road
Saidapet, Chennai 600 015.

Copy to

The X Metropolitan Magistrate,
Egmore, Chennai.

+1cc to Mr.Giritharan, Advocate, S.R.No.41576

CRL.O.P.No.10273 of 2022
& Crl.M.P.No.6093 & 6090 of 2022

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NSK/14/07/2022