



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.1656 OF 2024

INS Consultancy,
Through its Prop. Shri. Indu Shekhar ..Petitioner
Vs.
Union of India,
(Through the Secretary, Ministry of Law
and Justice, Dept. of Legal Affairs) & Ors. ..Respondents

Mr. Brijesh Pathak for Petitioner.
Mr. Saket Ketkar a/w Ms. Niyanta Trivedi for Respondent Nos.3 and 4.
Ms. Shirin Irani for Respondent No.5.

CORAM : K. R. SHRIRAM &
JITENDRA JAIN, JJ.

DATED : 30th JULY 2024

P.C.:

1. An affidavit-in-reply of one Sukant Chaudhary affirmed on 22nd July 2024 is being filed on behalf of Respondent No.5. Paragraph Nos. 21 and 22 of the said affidavit-in-reply read as under:-

“21. In response to this enquiry the lab vide email dated 20, July 2024 has informed that:

“... .. The areca nut sample in question is substandard, as it does not meet the quality parameters.

The areca nut sample can be further processed to comply with the norms specified by the FSSAI and make it fit for human consumption”

*A copy of email dated July 20, 2024 sent by CSIR-CFTRI, Mysore(Lab) to FSSAI is annexed as **Annexure – M.***

22. **Prayer of the Respondent:**

a. That the sample of alleged Roasted Areca Nuts(Split) may be treated as sub-standard and non-conforming to the given parameters;

b. That samples of alleged Roasted Areca Nuts(Split) should not be allowed for clearance in present form;

c. That sorting, grading may be allowed with regulatory sampling, inspection, verification of sorted quantities and ensuring disposal by FSSAI; and

d. That sample of alleged Roasted Areca Nuts(Split) may be treated under standards goods only as roasting doesn't alter it into proprietary goods."

2. Mr. Pathak is agreeable to this suggestion of Respondent No.5.

Mr. Ketkar states that he has been given a copy of the affidavit-in-reply only in Court today and requests the matter be stood over by a week to enable him to take instructions.

3. Stand over to 5th August 2024.

[JITENDRA JAIN, J.]

[K. R. SHRIRAM, J.]