
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 17682 OF 2024

Criticare Medicals
through its Partners,
Mr. Sandeep P. Kothari

...Petitioner

Versus

1. The Assistant Commissioner and
Licensing Authority (Zone-1),
Food and Drug Administration

2. The State of Maharashtra
The Department of Food and Drugs

3. The Secretary,
Department of Medical Education and Drugs

...Respondents

Mr. Kalpesh Patil, for Petitioner.

Mr. Bapusaheb Dahiphale, AGP for State.

**CORAM: B. P. COLABAWALLA &
SOMASEKHAR SUNDARESAN, JJ.**

Date : December 10, 2024

P. C.

1. The above Writ Petition is filed seeking a direction to Respondent No.2 to pass an order in the Appeal filed by the Petitioner and also stay the Order of Suspension, dated 16th September, 2024, which is challenged in the Appeal filed by the Petitioner.

2. Considering the limited relief sought, we direct Respondent No. 2 to decide the Appeal filed by the Petitioner as expeditiously as possible and preferably within a period of four months from today.
3. In the meanwhile, and without prejudice to the rights and contentions of the parties, till the decision in the aforesaid Appeal, the Suspension Order dated 16th September, 2024 in relation to the above Petitioner and which forms the subject matter of a separate Appeal, shall remain stayed.
4. Needless to observe that in the event the Petitioner fails in its Appeal, it would certainly be within the powers of the Appellate Authority to modify the period of suspension and / or impose a future period of suspension on the Petitioner, if it so chooses to do. All the contentions of the parties in the pending Appeal are expressly kept open.
5. The Writ Petition stands disposed of in the aforesaid terms. However, there shall be no order as to costs.
6. This order will be digitally signed by the Private Secretary/ Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[SOMASEKHAR SUNDARESAN, J.]

[B.P. COLABAWALLA]