



*W.P.(MD) No.11662 of 2017*

**WEB COPY** BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

**DATED: 11.12.2024**

**CORAM:**

**THE HONOURABLE MR.JUSTICE K.KUMARESH BABU**

**W.P.(MD) No.11662 of 2017**

**K.Ramasamy**

**... Petitioner**

**/vs./**

1.The District Revenue Officer,  
cum Adjudication Officer,  
Collectorate,  
Madurai District.

2.The Designated Officer,  
Food Safety and Medical Administration Department,  
DDHS Campus,  
Viswanathapuram,  
Madurai 625 014.

3.The Food Safety Officer,  
Food Safety and Medical Administration Department,  
DDHS Campus,  
Viswanathapuram,  
Madurai 625 014.

**... Respondents**

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, to call for the records pertaining to



*W.P.(MD) No.11662 of 2017*

the order passed by the 1st respondent vide his proceedings in Na.ka.No. 29448/16/C4 dated 19.04.2017 and set-aside the same as illegal and further directed the 2nd respondent to refund the fine amount to the tune of Rs. 50,000/- to the petitioner.

For Petitioner : Mr.K.Sivabalan

For Respondents : Mr.J.K.Jeyaseelan  
Government Advocate

### **ORDER**

The writ petition had been filed challenging the order of the first respondent under the provisions of the Food Safety and Standards Act, 2006.

2. When the writ petition was filed, the Food Safety Appellate Tribunal was not constituted, but however as of today, the same is functional. Hence, the petitioner is directed to file an appeal before the Food Safety Appellate Tribunal on or before 30.01.2025. If such an appeal is filed, the Appellate Tribunal shall not insist upon the period of limitation, as the petitioner would be entitled to have the benefit of Section 14 of the Limitation Act, 1963.

3. With such liberty, the Writ Petition stands disposed of. However, there



W.P.(MD) No.11662 of 2017

shall be no order as to costs.

Index : Yes / No  
Internet : Yes / No  
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**K.KUMARESH BABU, J.**



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