



GOVERNMENT OF NCT OF DELHI  
IN THE COURT OF SHRI SOM NAIDU, ADJUDICATING OFFICER/  
ADDITIONAL DISTRICT MAGISTRATE (NORTH DISTRICT)  
1, KRIPA NARAIN MARG, DELHI-110054

No.ADM/N/PFA/2014/ 1524-29

Dated: 24-11-17

IN THE MATTER OF:

1. FOOD SAFETY OFFICER,  
DEPARTMENT OF FOOD SAFETY,  
GOVT. OF NCT OF DELHI,  
A-20, LAWRENCE ROAD INDL. AREA,  
DELHI-110035

...APPLICANT

Vs.

1. SHRI SANJAY DASS,  
M/S GRAND VENIZIA,  
6, BHAMA SHAH MARG, OPP. KRIPAL BAGH ASHRAM,  
NEAR MODEL TOWN METRO STATION,  
DELHI-110009  
R/O G-5/34, SECTOR 16, ROHINI,  
DELHI-110085

...FBO/MANAGER

2. SHRI ARPIT BINDAL,  
M/S GRAND VENIZIA,  
6, BHAMA SHAH MARG, OPP. KRIPAL BAGH ASHRAM,  
NEAR MODEL TOWN METRO STATION,  
DELHI-110009  
R/O 45A, MALL ROAD,  
DELHI-110054

...PARTNER

3. M/S GRAND VENIZIA,  
6, BHAMA SHAH MARG, OPP. KRIPAL BAGH ASHRAM,  
NEAR MODEL TOWN METRO STATION,  
DELHI-110009

...FBO FIRM

ORDER

(UNDER RULE 3.1.2 OF FOOD SAFETY & STANDARDS RULES, 2011)

Smt. Usha Kiran, Food Safety Officer, Department of Food Safety, GNCT of Delhi,  
Lawrence Road, Delhi filed an application dated 18.12.2013 for adjudicating the offence for



violation of Section 26(2)(ii) of the Food Safety and Standards Act, 2006 read with section 3(1)(zf) of The Food Safety and Standards Act, 2006 and also for violation of regulation 2.2.2.8 of the Food Safety and Standards (Packaging & Labelling) Regulations, 2011. The violations are punishable under section 52 of the Food Safety and Standards Act, 2006.

Smt. Usha Kiran, Food Safety Officer in the application submitted that on 1.3.2013 at about 2:00 PM she purchase the sample of "Chana Dal" an article of food for analysis under the provisions of Food Safety & Standards Act/Rules/Regulations from Shri Sanjay Dass, FBO/Manager, M/s Grand Venizia, 6, Bhama Shah Marg, Opp. Kripal Bagh Ashram, Near Model Town, Metro Station, Delhi-110009.

The sample of the "Chana Dal" was sealed and an amount of Rs.148/- was offered to FBO/Manager as cost of the sample, but the same was not accepted by the FBO and the four sample packets were fastened, sealed and obtained the signatures as per the procedure contained under the Food Safety & Standards Act/Rules/Regulations.

The panchnama in Form VA prepared and acknowledgement obtained from the Food Business Operator.

It is further submitted that the sealed sample packets were sent separately with a copy of memo in form VI to the Food Analyst, Delhi and also to the Designated Officer.

An opportunity was given to the Food Business Operator for sending the fourth packet for analysis to NADL accredited Laboratory under section 47(1)(c)(3) and 2.4.5 of the rule.

The Food Analyst analyzed and reported the sample to be misbranded vide Food Analyst Report number FSS/150/2013, dated 13.3.2013. The report of Food Analyst is as follows:-

"The sample is unsafe because it is not free from insects. The sample is also misbranded because there is violation of regulation No.2.2.2.8 of The Food Safety & Standards (Packaging & Labelling) Regulation, 2011 and also because it gives false



