

M.C. Vs. Ramjas

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Court : Rajasthan

Decided On : Feb-03-1986

Reported in : 1987(2)WLN638

Judge : Guman Mal Lodha, J.

Appeal No. : S.B. Criminal Appeal No. 100 of 1976

Appellant : M.C.

Respondent : Ramjas

Disposition : Appeal dismissed

Judgement :

Guman Mal Lodha, J.

1. No one appeared for the Municipal Council. I have heard Mr. Tibrewal for the accused and perused the record.
2. Mr. Tibrewal very fairly concedes that interpretation of rule of 22 of the Prevention of Food Adulteration Rule, 1955 has undergone change by judgment of Supreme Court in State of Kerala v. Alassary Mohd. : 1978 CriLJ925 .
3. In this very judgment the Supreme Court after holding that Rule 22 is directory and not mandatory, refused to interfere with the judgment of acquittal based on

earlier judgment in Pamneni' s case, R.G. Panjwani v. State of Maharashtra : 1975 CriLJ254 .

4. On the same analogy, the order of acquittal in this case can not be interfered with now. The appeal is dismissed as such.

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