

Department of Food Safety
Govt. of NCT of Delhi,
8th Floor, Mayur Bhawan,
Connaught Place, New Delhi-110001

File No. 3009

Dt.: 14/10/25

Ref: Delay in filing cases before appropriate courts – actions regarding.

ORDER No. 7/2025

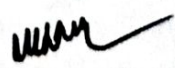
This is with reference to the food sample cases made out subsequent to the food analysis reports. It has been observed that the Food Safety Officers(FSOs) are putting up or forwarding such case files only ten to fifteen days before the expiry time of one year even in single party cases as stipulated in the FSS Act, 2006.

In the modern era where electronic or online advancement like (SMS Whatsapp, websites, emails etc.) have revolutionized the way cases and files are being processed significantly reducing the processing time and improving overall efficiency. Single party cases having constitution of proprietorship need very less efforts in investigation. Such cases can be easily filed within four months. Therefore, in single party cases, all the Food Safety Officers are hereby advised to file the cases before the appropriate courts within four months from the date of lifting sample. Further, multiple party cases should be put up before the concerned DOs for its review and further directions, if any, and it shall be put up for grant of sanction within nine months from the date of lifting sample.

Further, Section 77 of FSS Act, 2006 states that "Notwithstanding anything contained in this act no court shall take cognizance of an offence under this act after the expiry of the period of one year from the date of commission of an offence provided that the Commissioner Food Safety may, for reasons to be recorded in writing, approve prosecution within an extended period of upto 03 years".

We need to reduce the time to the minimum for the well connected single city state of Delhi.

Finally, the 'Rule of 07 days' vide Departmental order No. 5 is to be obeyed strictly (a small action atleast on each proposal should be there every week).


Commissioner(Food Safety)

Copy to: All officers & officials of FSD/Guard File/Official 'Team FSD' whatsapp group members.