

GOVERNMENT OF NCT OF DELHI
DEPARTMENT OF WEIGHTS & MEASURES
ROOM NO. 117&118, BLOCK C, VIKAS BHAWAN, NEW DELHI.

CIRCULAR / GUIDELINES

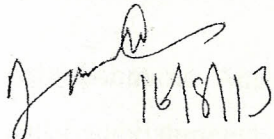
F.1/AC(W&M)/Circular/2013/1102

Dated: 19-08-2013

It has been observed that large number of LMOs is booking prosecution against firms manufacturing various medicinal items which are exempted from the provision of Legal Metrology Act, 2009 and the Rules made thereunder. On account of booking of prosecution without taking into consideration the applicability of the provision of the Act, not only an embarrassing for the Department but also a wastage of man power and precious official time.

It has further been observed that no proper scrutiny is made by the LMO/Zonal Officer before forwarding the prosecution cases for compounding if the offences are compoundable by the Compounding Authority as well as while lodging the formal complaints in the Courts of the Metropolitan Magistrate. In case the accused party failed to turn up before the Compounding Authority, compounding of the offence allegedly committed by that person is a serious lapse on the part of Zonal Officer/LMOs. Many a time complaint cases are filed in the Court without proper investigation and enclosing required documents which are mandatory for the prosecution proceedings against the accused party.

Henceforth the Guidelines annexed with this circular shall be followed invariably in all the cases before forwarding for prosecution, investigation, compounding, clubbing and at the time of filing a closure report in any particular case.


(AMAR NATH R. TALWADE)
CONTROLLER

Encl. As above.

Copy :

1. PS to Secretary (W&M) – for kind information.
2. Asstt. Controller (W&M)
3. All Zonal Officers / All LMOs through ZO's/ Compounding Branch.
4. Guard File