

22222222 2222(v) 2 2Food2 means all article used as food or drink for human consumption other than drugs and water and included:-

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(d) 2222any article which ordinarily enters into, or is used in the composition 22

2222222222 or preparation of human foods.

(e) 2222any flavouring matter or condiments, and

(f) 2222any other article which the Central Government may having regard to 2222

2222222222 its use, nature, substance or quality, declare by notification in the 2

2222222222 official Gazette, as food for the purposes of this Act.

4. 22222222 It is further observed by the Directorate General of Health Services that the Hon2ble Supreme Court in a case Pyarali K. Tejani vs. Mahadeo Ramchandra Dange and others, (Criminal Appeal no. 20 of 1973) which is a four judges bench judgment had considered the matter whether supari is an item of 2food2 within the meaning of section 2(v) of the PFA Act, 1954. 2 The Hon2ble Supreme Court in this case had held that supari (betel nut) is an item of food within the meaning of section 2(v) of the Act, ibid.

5. 22222222 Accordingly, it is brought to the notice of all that Supari (Betel nut split of whole) is an item of food and provisions of PFA Act, 1954 and provision relating to clearance of food items would be applicable while allowing clearance of the same from Customs locations. 2222222222

6. All concerned are directed to follow the above guidelines scrupulously.

(NAJIB SHAH)

COMMISSIONER OF CUSTOMS
(EXPORT),

JAWAHARLAL NEHRU CUSTOM
HOUSE,

NHAVA SHEVA.