

Court No. - 8

Case :- WRIT - C No. - 1008047 of 2013

Petitioner :- Ram Milan Upadhyaya

Respondent :- State Of U.P.Thr.Seyc.Food And Civil Supply Lucknow And Others

Counsel for Petitioner :- P.D. Verma,Arvind Kumar Jauhari,Dr. Chet Narayan Singh,Manoj Kumar Singh,Ram Prakash Verma

Counsel for Respondent :- C.S.C.,Anita Tiwari,Ram Kushal Tiwari

Hon'ble Pankaj Bhatia,J.

1. Heard learned counsel for the petitioner, learned Standing Counsel for the State and perused the material available on record.
2. The present petition has been filed challenging the order dated 14.09.2011 whereby, the fair price shop licence of the petitioner was cancelled as well as the appellate order dated 12.11.2023 whereby the appeal preferred by the petitioner was dismissed.
3. The facts in brief are that the petitioner was a fair price shop holder and was served with a show cause notice alleging infraction in distribution as stated by various card holders.
4. The petitioner filed a reply, however along with a reply he did not produce any distribution register to discredit the statement given against him by the card holders, as such on that ground, the version of the petitioner was disbelieved and an order came to be passed cancelling the fair price shop licence.
5. The petitioner preferred an appeal which came to be dismissed.
6. In the reply to the show cause notice, the memo of appeal or even in the present writ petition, there is no allegation or averment to the effect that the petitioner had submitted the documents to demonstrate that the supply was proper, which documents could have discredited the evidence against the petitioner.
7. The orders impugned have been passed based upon evidence against the petitioner .
8. No error can be seen from the two orders passed warranting interference in exercise of supervisory jurisdiction can be said to be made out, as such, the writ petition stands **dismissed**.

Order Date :- 14.12.2023

Raj