

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12110 of 2013

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1. Pama Devi Wife Of Sri Uday Kumar Singh Resident Of Village And
P.O.- Basbitta, P.S.- Shambhuganj, District- Banka

.... Petitioner/s

Versus

1. The State Of Bihar Through The Secretary Food And Consumer
Protection Department, Old Secretariat, Patna
2. The Collector, Banka, District- Banka
3. The Licensing Authority-Cum-Sub-Divisional Officer, Banka, District-
Banka

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shreekant Labh, Advocate

For the Respondent/s : Mr. JC to GP 16

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**CORAM: HONOURABLE MR. JUSTICE SAMARENDRA
PRATAP SINGH**

ORAL ORDER

2 20-08-2015 The petitioner is a licensee of PDS dealer bearing license
no.02/97. He seeks quashing of the order, dated 20.1.2012
cancelling his license by the licensing authority as well as order
of appellate authority.

The petitioner submits that no show cause was issued
stating therein that if the reply of the petitioner is found
unsatisfactory his license would be cancelled rather the show
cause was as to why his license be not suspended. As such, the
impugned order cancelling his license is not sustainable in the
eyes of law.

I find substance in the submission of the petitioner. This
Court has already decided similar matter by order dated

7.12.2009 passed in C.W.J.C. No.4979 of 2006.

As there was no show cause for cancelling the license, the impugned orders are set aside. It will be open for the respondents to proceed in accordance with law.

In the result, this writ application is allowed.

(Samarendra Pratap Singh, J)

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