

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.21592 of 2013

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Giranand Yadav, son of Late Darogi Prasad Yadav, resident of Gopalpur,
Satwer, P.S.- Raniganj, Distt.- Araria

.... Petitioner

Versus

1. The State of Bihar, through the Collector, Araria
2. The Sub-Divisional Officer-Cum-Licensing Authority, Sadar, Araria
3. The Block Supply Officer, Raniganj, Araria

.... Respondents

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Appearance :

For the Petitioner/s : Mr. N. K. Agrawal, Sr. Advocate
: Mr. Anujit Sinha, Advocate
: Mr. Dhananjaya Nath Tiwari, Advocate
For the Respondent/s : Mr. Ajay Kumar, AC to AAG-8

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

2 14-09-2015

Heard learned counsel for the petitioner and the State.

2. The petitioner has assailed the order dated 10.12.2012 passed by the Sub-Divisional Officer, Araria by which his P.D.S. license has been cancelled.

3. He submits that he did not have an occasion to make a reply to show-cause notice dated 11.02.2012, as he was taken into custody in view of a criminal case dated 14.11.2011. He submits that he was released on 31.05.2012 and as such he could not furnish his show-cause reply.

4. I find that as the petitioner was in jail, he has explanations for not filing the reply to the show-cause.

5. In the circumstances, the impugned order

cancelling the P.D.S. license of the petitioner is set aside. Now that the petitioner is out of jail, he should file his show-cause reply within a period of four weeks from today, thereafter the licensing authority would decide the matter in accordance with law.

6. This application stands disposed of.

(Samarendra Pratap Singh, J.)

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