

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3713 of 2015

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Pawan Paswan, Son of Late Surya Narayan Paswan, Resident of Village - Mahadai , Post -Jariso, P.S.- Bahera, District - Darbhanga. Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Food and Consumer Protection Department, Old Secretariat, patna.
 2. The District Magistrate, Darbhanga , District- Darbhanga.
 3. The Sub-Divisional Officer, Benipur, District- Darbhanga.
- Respondent/s
- =====

Appearance :
For the Petitioner/s : Mr. Rajeev Kumar Labh
For the Respondent/s : Mr. Gp20- Nadeem Seraj

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CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH
ORAL ORDER

2 13-10-2015 The petitioner has prayed for quashing order dated 24.10.2014, passed by respondent no. 3 by which his PDS licence has been cancelled in view of institution of Bahera Police station Case No. 441 of 2014 under section 7 of the EC Act.

The petitioner submits that after 23.6.2011 amendments, a license cannot be cancelled on the ground of pendency of a criminal case.

The submission of the petitioner has substance. In the result, this writ application succeeds. The impugned order is set aside, subject to any fresh right created in the meantime.

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(Samarendra Pratap Singh, J)