

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13038 of 2013

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Shashi Bhushan Singh, Son of Late Ramdeo Singh, Resident of Village
Aurai, Panchayat Sarhanchiya, Block- Aurai, District Muzaffarpur

.... Petitioner

Versus

1. The State of Bihar through the Secretary, Food and Civil Supply
Department, Old Secretariat, Patna
2. The Secretary, Food & Civil Supply Department, Old Secretariat, Patna
3. The District Magistrate, Muzaffarpur
4. The Sub-Divisional Magistrate, Muzaffarpur
5. The Block Supply Officer, Aurai, Muzaffarpur
6. District Supply Officer, Muzaffarpur

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Sanjeet Kumar

For the Respondent/s : Mr. Vinay Kriti Singh

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

ORAL ORDER

5 14-09-2015

Heard learned counsel for the petitioner and the State.

The petitioner seeks quashing of the order dated
13.07.2011 passed by the Sub-Divisional Officer, Muzaffarpur by
which the license of the petitioner has been cancelled.

The petitioner submits that he was given only two
days time to file show-cause reply. He next submits that the
enquiry report was not given to him. He nonetheless has filed his
show-cause reply on 13.07.2011.

The copy of the enquiry report has been brought on
record by way of Annexure-A to the counter affidavit. Counsel for
the State submits that the petitioner has an alternative remedy of
appeal. He submits that the writ application has been filed after

two years. Besides this, there are grave allegations against the petitioner.

Having regard to the facts of the case, the petitioner is given one opportunity to produce his stock and distribution register before the licensing authority within four weeks from today. Thereafter the licensing authority would proceed to dispose of the matter in accordance with law. The impugned order cancelling the license of the petitioner is set aside but there would be no resumption of supply of trade articles.

If the petitioner does not file show-cause reply and appear within four weeks from today, the licensing authority would be within its right to pass appropriate order.

This application stands disposed of.

(Samarendra Pratap Singh, J.)

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