

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19216 of 2013

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Shyam Balak Kumar

.... Petitioner/s

Versus

The State of Bihar & Ors

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dhananjaya Nath Tiwari, Advocate

For the Respondent/s : Mr. Girija Shankar Pd, Advocate

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CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH
ORAL ORDER

2 28-08-2015 The petitioner is a PDS dealer having Licence no. 23050057 of 2008 within Muzaffapur district. He states that his licence was suspended on 21.2.2012 and then cancelled on 6.3.2003. While referring to a Division bench decision in case of Shiv Chandra Jha Vs. Harideo Jha, reported in 2013(3)PLJR 956, learned counsel submits that once a PDS dealer is saddled with punishment of suspension of licence he cannot be awarded punishment of cancellation of licence.

I find substance in the submission of the petitioner. The writ petition is allowed and the impugned orders are set aside.

(Samarendra Pratap Singh, J)

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