

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23584 of 2013

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Manoj Ravidas, S/O Rameshwar Ravidas, R/O Village- Singhu, P.S-
Manpur, District- Nalanda.

.... Petitioner

Versus

1. The State of Bihar (through Secretary Food and Civil Supply
Department, Old Secretariat, Patna)
2. The District Magistrate, Nalanda at Biharsharif.
3. The Supply Officer, Nalanda at Biharsharif.
4. The Sub- Divisional Officer, Nalanda.
5. The Block Supply Officer, Biharsharif.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Upendra Kumar

For the Respondent/s : Mr. Neeraj Nandan

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

2 03-09-2015

Heard learned counsel for the petitioner and the State.

The petitioner is a P.D.S. dealer bearing license no.
72/Bihar/2010. He seeks quashing of the order dated 11.07.2013
passed in Supply Case No. 21 of 2012 affirming the order dated
14.08.2012 passed in Case No. 11 of 2012 by the Sub-Divisional
Officer, Bihar Sharif, whereby his P.D.S. license has been
cancelled.

The petitioner submits that most of the complainants
have sworn affidavits, which were produced before the Appellate
authority, however, despite repeated calls the persons, who sworn
affidavits did not appear to support the stand.

The petitioner submits that one more chance may be

given to produce the persons, who have sworn their affidavits before the appellate authority.

I am inclined to grant the said opportunity to the petitioner, as such the matter is remitted to District Magistrate, Nalanda. The impugned order passed by the appellate authority would remain in abeyance. It would be the onus of the petitioner to produce the persons swearing the affidavits in his favour before the District Magistrate in course of hearing of the case to substantiate his innocence.

This application stands disposed of.

(Samarendra Pratap Singh, J.)

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