

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20470 of 2013

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Sri Narayan Thakur Son Of Sri Hardev Thakur Resident Of Village-
Birrack, Via- Sursand, P.S.- Sursand, District- Sitamarhi

.... Petitioner/s

Versus

1. The State Of Bihar, Through Its Secretary, Food And Civil Supply
Department, Government Of Bihar, Patna
2. The District Magistrate, Sitamarhi
3. The Sub-Divisional Officer, Pupri, Sitamarhi

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa & M.Ashraf, Advocates

For the Respondent/s : Mr. USS Singh, GP 1

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

2 31-08-2015 The petitioner prays for setting aside order dated
13.6.2013, passed by the SDO, Pupri, Sitamarhi canceling his
PDS license on the ground that he was not served with the copy
of the enquiry report before passing order as well as show cause
does not contain the names of complaints of the consumers.

Respondents have filed counter affidavit annexing the
enquiry report.

I find substance in the submission of the petitioner as
without copy of the enquiry report and a copy of the complaint
filed by the consumers, he will not be in a position to file its
reply.

The writ petition is allowed and the impugned order is set
aside with liberty to the respondents to proceed afresh after

serving copy of the complaints of the consumers to the petitioner. The petitioner is in receipt of the enquiry report appended with the counter affidavit.

(Samarendra Pratap Singh, J)

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