

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17913 of 2013

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Rameshwar Paswan, Son of Sri Bhuvneshwar Paswan, resident of
Gharhara, P.S.- Bochahan, Distt.- Muzaffarpur. Petitioner

Versus

1. The State of Bihar through the Collector, Muzaffarpur
 2. The Collector, Muzaffarpur
 3. The Sub-Divisional Officer, East, Muzaffarpur
 4. The District Supply Officer, Muzaffarpur
 5. The Block Supply Officer, Bochahan, Muzaffarpur Respondents
- =====

Appearance :

For the Petitioner/s : Mr. D. N. Tewari, Advocate

For the Respondent/s : Mr.

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

ORAL ORDER

4 27-10-2015

Heard learned counsel for the petitioner and the State.

The petitioner is a PDS dealer having Licence no. 02 of 1984 within Muzaffarpur district. He states that his licence was suspended on 29.01.2007 and then cancelled on 29.02.2008. 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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