

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15636 of 2015

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Bharat Prasad, S/o Sri Ramasharaya Prasad, Resident of Pipra Station, P.S.-
Pipra Station, District- East Champaran Petitioner/s
Versus

1. The State of Bihar
2. The Collector, East Champaran at Motihari.
3. The Sub-divisional Officer, Chakiya, East Champaran Respondent/s
- =====

Appearance :

For the Petitioner/s : Mr. Vijay Anand
For the Respondent/s : Mr. R.N. Prasad- Sc9

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CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH
ORAL ORDER

2 13-10-2015 Heard learned counsel for the petitioner and the State.

Petitioner submits that his PDS licence bearing
Licence no.11/2007 has been cancelled pending Pipra Police
station Case No. 122 of 2015 under 7 EC Act against him.

Learned counsel for the petitioner submits that after
23.6.2011 amendments, a license cannot be cancelled on the
ground of pendency of a criminal case, and it would be the
responsibility of the State to take the criminal prosecution to its
logical conclusion within a reasonable time.

The submission of the petitioner has substance. The writ
petition succeeds and the impugned order is set aside.

Shashi.

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(Samarendra Pratap Singh, J)