

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20774 of 2013

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Smt. Parwati Devi (P.D.S. Dealer Amaurna Pasaur Panchayat, Licence No. 44 of 2007) W/o Sri Chandra Bhushan Singh, resident of Village- Amaurna, P.O- Pasaur, P.S- Charpokhari, District- Ara.

.... Petitioner.

Versus

1. The State of Bihar through District Magistrate, Bhojpur at Ara.
2. The District Magistrate, Bhojpur at Ara.
3. The Sub Divisional Magistrate, Piro, Bhojpur.
4. The Circle Officer, Charpokhari Block, Bhojpur.
5. The Block Supply Officer, Charpokhari Block, Bhojpur.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Respondent/s : Mr. Jawahar Pd. Karn

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CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH
ORAL ORDER

2 24-09-2015 Heard learned counsel for the petitioner and the State.

The P.D.S. license of the petitioner was earlier suspended and thereafter cancelled on 19.02.2013.

The petitioner submits that the license has been cancelled without issuance of show-cause notice merely on the ground of pendency of a criminal case.

A P.D.S. license cannot be cancelled without issuance of show-cause notice on mere pendency of a criminal case.

In this view of the matter, the impugned order cancelling the P.D.S. license of the petitioner is set aside and the matter is remitted to the licensing authority to proceed afresh in

accordance with law after issuing show-cause notice to the petitioner.

This application stands allowed.

(Samarendra Pratap Singh, J.)

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