

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19737 of 2013

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Ashok Kumar Singh, son of Late Bhuneshwar Singh, resident of Village-
Nabi Nagar, P.S- Nabi Nagar, District- Aurangabad.

.... Petitioner.

Versus

1. The State of Bihar through Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Department of Food and Civil Supply, Government of Bihar, Patna.
3. The Divisional Commissioner, Magadh Division, Gaya
4. The District Magistrate, Aurangabad.
5. The Sub-Divisional Officer, Aurangabad Sadar, District- Aurangabad.
6. District Supply Officer, Aurangabad.
7. Block Supply Officer Nabi Nagar, Aurangabad.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Shakib Ayaz

For the Respondent/s : Mr. P.N. Sahi

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CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH
ORAL ORDER

2 18-09-2015

Heard learned counsel for the petitioner and the State.

The petitioner is a P.D.S. dealer, bearing license no.
11/N/88, within Nabi Nagar Block of Aurangabad District.

The petitioner submit that he has been inflicted both
punishment i.e. suspension of license and cancellation of license.
Both punishments are not permissible in law, one after the other.

The petitioner rightly submits that the authorities
could not have been inflicted both punishment of suspension and
cancellation of license.

In the result, this application succeeds. The impugned
order of Licensing Officer cancelling the license of the petitioner

and affirmed in appeal, are set aside. The license of the petitioner is restored.

This application stands allowed.

(Samarendra Pratap Singh, J.)

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