

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2410 of 2017

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M/s Devki Drugs represented by Niraj Kumar R/o of B/7, New Basement
Udai Place, Govind Mitra Road, P.S. Pirbahore, Dist. - Patna.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Health Department,
Government of Bihar, New Secretariat, Patna.
2. The State Drug Controller-Cum-Chief Licensing Authority, New
Secretariat, Bihar, Patna.
3. The Licensing Authority, Drug Control Administration, Patna Municipal
Area, Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ram Shankar Das, Adv.

For the Respondent/s : Mr. Rajeshwar Singh, GA-10

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 23-03-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is challenging the action of
the Drug Controller-cum-Chief Licensing Authority, Patna
whereby and whereunder he has cancelled the drug licence of the
petitioner, vide letter no. 272(15)/dated 17/2/16, which led to
closure of the running medical shop of the petitioner.

The basic grievance has been raised by the petitioner
that the Drug Controller-cum-Chief Licensing Authority without
following the due procedure of law, has cancelled the licence of
the petitioner, against that, he has filed an appeal before the
Appellate Authority i.e. concerned Minister of the Department,



vide Annexure-4 to the writ application, which is pending. He submits that he has incurred immense loss on account of closure of his business and makes a prayer that till the disposal of the appeal, he should be allowed to run the aforesaid shop.

Let the Appellate Authority decided the appeal of the petitioner within a period of three months from the date of receipt/production of a copy of this order.

In the meantime, the petitioner is at liberty to run his business till the disposal of the appeal.

With the above observation/direction, this petition is disposed of.

(Shivaji Pandey, J)

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