

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.15984 of 2013

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Manmati Devi, wife of Ramjee Prasad, resident of Kako Kali Pokhar, P.S.- Pali,
District - Jehanabad

.... Petitioner/s

Versus

1. The State of Bihar through District Magistrate, Jehanabad
2. The SDO, Jehanabad
3. The BSO, Kako, Jehanabad

.... Respondent/s

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Appearance :

For the Petitioner : Mr. N.K. Agrawal, Sr. Advocate
Mr. Vijay Anand, Advocate

For the State : Mr. Ram Vinay Pd. Singh, A.C. to G.A.-12

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL JUDGMENT

Date: 29-06-2017

Heard learned counsel for the petitioner and the learned
counsel appearing on behalf of the State.

2. The petitioner seeks to challenge the order dated
31.05.2013 (Annexure 3), which has been passed by the S.D.O.,
Jehanabad, vide Memo No.549, through which the licence granted
to the petitioner for carrying on business of PDS shop has been
cancelled in terms of Clause 7(i) of the P.D.S. Control Order, 2001.

3. During the pendency of the present writ application,
the original petitioner Ramjee Prasad expired and his wife, namely,
Manmati Devi, has been substituted, vide order dated 02.09.2015.
As such, the present application now proceeds in her name.

4. On the last occasion, i.e., 28.01.2017, the entire



records were directed to be produced before this Court to demonstrate as to whether the show cause notices, which were issued to the petitioner, had been received by the petitioner and whether the same contained the enquiry report.

5. I have perused the records. It appears that on several occasions, the original petitioner himself has received the show cause notices along with Annexure, which is stated to be the enquiry report of the S.D.O., Jehanabad.

6. In view of such facts and circumstances, this Court is of the considered opinion that the impugned order does not suffer from any illegality.

7. The writ application thus stands dismissed.

8. However, it will be open to the petitioner to avail any other remedy, in accordance with law.

(Anjana Mishra, J)

PNM

AFR/NAFR	NAFR
CAV DATE	NA
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