

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.3900 of 2017

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Maheshi Paswan, Son of late Gokhul Paswan, Resident of Village- Bhadiyam, P.S.
Nanpur, District- Sitamarhi.

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Department of Food & Civil Supplies, Government of Bihar, Patna.
2. The District Magistrate, Sitamarhi.
3. The District Supply Officer, Sitamarhi.
4. The Sub-Divisional Officer, Pupri, District- Sitamarhi.
5. The Block Development Officer, Nanpur, District- Sitamarhi.
6. The Block Supply officer, Nanpur, District- Sitamarhi.

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Amrit Abhijat, Adv.
Mr. Manoj Kumar Gupta, Adv.
For the Respondent/s : Mr. Alok Ranjan, A.C. to G.A.-6

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL JUDGMENT

Date: 21-04-2017

Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is challenging the order
dated 31.01.2017 passed by the Sub-Divisional Officer, Pupri,
Sitamarhi, whereby and whereunder he has cancelled the P.D.S.
licence of the petitioner by a cryptic order.

On perusal of the order of the Sub-Divisional
Officer, it appears that he has not applied his judicial mind and



merely in four lines he has passed the order of cancellation of licence.

In such view of the matter, the order of the Sub-Divisional Officer cannot sustain. Accordingly, the order dated 31.01.2017 passed by the Sub-Divisional Officer, Pupri, Sitamarhi is quashed. The matter is remanded back to the Sub-Divisional Officer, Pupri, Sitimarhi to pass reasoned order considering the objection filed by the petitioner.

With the aforesaid observations and directions, this writ application is allowed.

(Shivaji Pandey, J)

pawan/-

AFR/NAFR	N.A.F.R.
CAV DATE	N/A.
Uploading Date	26.04.2017
Transmission Date	N/A.

