

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.12829 of 2018

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Mohan Mahto son of Late Zakar Mahto P.D.S. Dealer, resident of Village-
Barwat Prasaraian, P.S. Bettiah (M) District- West Champaran.

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Food and Consumer Protection Department, Govt. of Bihar, Patna.
2. The District Magistrate cum Collector, West Champaran, Bettiah.
3. The Sub-Divisional Officer, Bettiah Sadar West Champaran.
4. The District Supply Officer, West Champaran, Bettiah.
5. The Block Supply Officer, West Champaran, Bettiah.

.... Respondents

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Appearance :

For the Petitioner : Mr. Bhavesh Kumar, Advocate.

For the Respondents : Mr. Arvind Ujjwal, SC-4

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 10-07-2018

Heard learned counsel for the petitioner as well as learned
counsel for the respondents.

2. The present writ petition has been filed for quashing
the order of respondent no. 3 issued under memo no. 64 dated
03.02.2014 whereby and whereunder P.D.S. licence of the petitioner
bearing no. 10/2009 has been cancelled and for commanding
respondent no. 2 to conclude the proceeding of P.D.S. licence
cancellation Appeal No. 33/2014-15 preferred by the petitioner.

3. Learned counsel for the petitioner confines the prayer
of the petitioner with regard to disposal of the aforesaid appeal.

4. At the very outset, this Court takes note that the



petitioner has already filed an appeal being Appeal No. 33/2014-15 before the District Magistrate cum Collector, West Champaran, Bettiah against the impugned order which is still pending.

5. Having regard to the nature of the prayer of the petitioner, the writ petition is disposed of with a direction to the District Magistrate cum Collector, West Champaran, Bettiah (respondent no. 2) to consider and dispose of Appeal No. 33/2014-15, if still pending, on its own merit and in accordance with law after grant of opportunity of hearing to the petitioner, expeditiously and preferably within a period of three months from the date of receipt/production of a copy of this judgment.

(Vikash Jain, J)

Md. Ibrarul/-

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	17.07.2018
Transmission Date	N.A.

