

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14739 of 2018

Om Nath Sah @ Om Nath Prasad, Son of Muran Prasad Sah, Resident of
Village- Basopatti, P.S.- Basopatti, District- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Food and Consumer Protection
Department of Bihar, Patna.
2. The Collector, Madhubani.
3. The District Supply Officer, Madhubani.
4. The Sub-Divisional Officer, Jainagar Madhubani.
5. The Block Supply Officer, Basopatti, Madhubani.
6. The Circle Officer, Basopatti, Madhubani.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. D.N. Tiwari, Adv.
For the Respondent/s : Mr. S.Raza Ahmad - AAG-5

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 27-11-2018 The present writ petition has been filed for quashing
the order dated 18.06.2018 passed by the Sub Divisional
Officer, Jainagar, Madhubani whereby and whereunder the
licence of the P.D.S. Shop of the petitioner has been cancelled.

The short point raised by the learned counsel for the
petitioner is that the Sub Divisional Officer, Jainagar,
Madhubani i.e. Respondent No.4 has proceeded to cancel the
licence of the petitioner without supplying a copy of the inquiry
report, hence, the petitioner has been precluded from submitting
his defence in an appropriate manner resulting in violation of
principles of natural justice. Reference in this regard has been
made to a judgment of the Division Bench reported in **2013(3)**



PLJR 706.

Having regard to the facts and circumstances of the case, the order dated 30.06.2018 passed by the Sub Divisional Officer, Jainagar, Madhubani is quashed and the Sub Divisional Officer, Jainagar, Madhubani is granted liberty to proceed in the matter after supplying a copy of the inquiry report to the petitioner herein.

The writ petition is allowed.

(Mohit Kumar Shah, J)

Tiwary/Rashid

U			
---	--	--	--

