

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.10902 of 2017

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Bibi Kabira @ Bibi Kabira Khatoon W/o - Md. Nooruddin Resident of Village - Kakorwa, Gram Panchayat Dehti South, P.S. + Block - Palasi, District - Araria.

.... Petitioner/s

Versus

1. The State of Bihar through its Secretary Food and Consumer Protection Dept. Old Secretary, Patna.
2. The Collector cum Distt. Magistrate, Araria, District - Araria.
3. The Sub Divisional Officer, Araria, District - Araria.
4. The District Supply Officer, Araria, District - Araria.
5. The Block Supply Officer, Palasi, District - Araria.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Md. Ziaul Quamar, Adv

For the Respondent/s : Mr. SANJAY KR. GIRI-GP9

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 29-06-2018

The present writ petition has been filed for quashing the order dated 02.11.2016 passed by the Sub Divisional Officer, Araria as also the appellate order dated 25.04.2017 whereby the PDS dealership of the petitioner, bearing Licence No. 06P/2015 has been cancelled.

2. At the very outset, this Court takes note that remedy by way of revision before the Divisional Commissioner is available to the petitioner against the impugned order passed in Control Order Appeal No. 21/2016-17, which has not been availed of by the petitioner.

3. In view of availability of the alternative remedy as above, this Court is not inclined to interfere in the matter. The writ petition



stands dismissed with liberty to the petitioner to file a revision petition before the Divisional Commissioner for redressal of his grievances.

4. It is made clear that in case such a revision petition is filed, the concerned authority would have regard to the present proceeding being pursued by the petitioner, while considering any issue relating to condonation of delay, if applicable.

(Vikash Jain, J)

Chandran/BT

AFR/NAFR	NAFR
CAV DATE	NA
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