

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12111 of 2014

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Md. Hakimuddin Ansari son of Late Sattar Ansari Resident of village - Kudari,
Police Station- Karamchat, District- Kaimur at Bhabua

.... Petitioner

Versus

1. The State of Bihar
2. The District Magistrate, Kaimur (Bhabua)
3. S.D.O., Bhabua
4. The B.D.O., Block Rampur, District- Kaimur (Bhabua)
5. Block Supply Officer, Rampur Block, District- Kaimur (Bhabua)

.... Respondents

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Appearance :

For the Petitioner : Mr. Sajid Salim Khan, Advocate.

For the Respondents : Mr. Ashok Kumar Keshari, AAG-11

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 23-07-2018

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

2. The present writ petition has been filed for the
following reliefs –

“(I) For issuance of appropriate writ/writs, order/orders, for quashing of the order dated 10.04.2013, passed by respondent no. 2 in Supply Appeal Case No. 06/2012-13, whereby the said respondent dismissed the appeal of the petitioner on improper and illegal grounds.

(II) For quashing of the office order no. 10/2011-12 dated 18.04.2012 issued vide letter no. 177 dated 19.04.2012 by the respondent no. 3 whereby the said respondent cancelled the P.D.S. license of the petitioner on improper grounds..

(III) For issuance of appropriate direction/directions to the respondents, to restore the P.D.S license of the petitioner as the same was done because of erroneous order.

(IV) For issuance of any other writ/writs,



direction/directions, command/commands, order/orders as your lordships may deem fit and proper in the circumstances of the case.”

3. 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 dated 10.04.2013 passed in Supply Appeal Case No. 06/2012-13, which has not been availed of by the petitioner.

4. 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.

5. 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)

Md. Ibrarul/BT

AFR/NAFR	NAFR
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