

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11074 of 2018

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Dayanand Jha, Son of Late Pradeep Jha, Resident of village + P.O. Kabela, Police
Station Parbatta, District Khagaria

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Food and Civil Supplies,
Old Secretariat, Patna.
2. The District Magistrate, Khagaria
3. The Sub-Divisional Officer-cum-Licensing Officer, Gogri, District Khagaria.
4. The Block Supply Officer, Parbhata, District Khagaria.

.... Respondents

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Appearance :

For the Petitioner : Mr. Mukul Prasad, Advocate

For the Respondents : Mr. Alok Ranjan, AC to AAG-5

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 26-06-2018

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 dated 06.06.2017 as contained in Memo No. 1772 passed by
the Sub-Divisional Officer-Cum-Licensing Officer, Gogri (Annexure-2);
and for connected reliefs.

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 03.04.2018 passed in
E.C. Appeal No. 08 of 2017-18, 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)

B.T/Chandran

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	05.07.2018
Transmission Date	N.A.

