

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19455 of 2018

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Murari Prasad Sharma, S/o Late Umeshwar Prasad Sharma, Resident of
Village Nehalpur, P.S.- Belaganj, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar through Secretary Food & Consumer Protection
Department, Old Secretariat, Patna.
2. The SDO, Sadar Gaya.
3. The Block Supply Officer, Belaganj, Gaya.

.... Respondent/s

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Appearance:

For the Petitioner/s : Mr. Vijay Anand

For the Respondent/s : Mr. Arvind Ujjwal, SC-4

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 04-10-2018 The present writ petition has been filed for quashing the

order dated 07.09.2018 passed by the Sub-Divisional Officer,

Sadar Gaya whereby and where under the P.D.S. license of the

shop of the petitioner has been cancelled.

The short issue raised by the learned counsel for the
petitioner is that the petitioner was granted only three days' time
for filing show cause reply which is by any stretch of imagination
insufficient.

The learned counsel for the petitioner relies on a
judgment reported in 2013(1) PLJR 718 wherein this Court has
held that three days' time to reply to the show cause was clearly
insufficient.



In view of the aforesaid, the impugned order dated 07.09.2018 is quashed and the matter is remanded to the Sub-Divisional Officer, Sadar Gaya for fresh determination.

The writ petition is allowed.

(Mohit Kumar Shah, J)

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