

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2031 of 2019

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1. Arun Kumar aged about 43 years (Male) son of Ramdas Dharhi @ Ram Das Ram Village- Kaindi, panchayat- kaindi, Block- Halsi P.S- Halsi, District- Lakhisarai
 2. Tanuja Sinha aged about 32 years (Female) wife of Yogendra Kumar Ray Resident of village- Shekhpurwa, P.O- Parsawan, Panchayat- Kaindi, Block- Halsi, P.S- Ramgarh Chowk, District- Lakhisarai

... .. Petitioners

Versus

1. The State Of Bihar through Secretary, food and Consumer Protection Department, Old Secretariat, Patna
2. The Chairman, District Level Selection committee, District- Lakhisarai Bihar
3. The Collector cum District Magistrate, Lakhisarai Bihar
4. The Sub-Divisional Officer, Lakhisarai Bihar

... .. Respondents

Appearance :

For the Petitioner/s	:	Mr.Vijay Anand, Advocate Mr. Preety Kunwar, Advocate
For the Respondent/s	:	Mr.Arvind Ujjwal (SC4) Mr. Upendra Pratap Singh, A.C. to S.C.4

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 17-04-2019 It is the grievance of the petitioners that even though there are three seats as per roster available in Kaindi Panchayat Block Halsi District – Lakhisarai for grant of license to the Public Distribution Shop Dealer out of which one seat is for scheduled caste and another seat is for general and last one is for Extremely Backward Class (Female), when the petitioners submitted their application under schedule caste category and Extremely Backward Class (Female) respectively online pursuant to the general notice published by the Collector, Lakhisarai on 02.01.2018 their case have not been considered



for grant of license.

Referring to Annexure '3' to the writ application , learned counsel submits that it is provisional merit list of the New PDS Dealers (2017-18) of Panchayat Kaindi, Block – Halsi. It shows the name of the two petitioners who had applied for Kaindi Panchayat but when Annexure '4' which is the final select list was issued, it was found that no license has been granted to any person for the Kaindi Panchayat.

Learned counsel submits that there is no reason why the Sub-Divisional Officer, Lakhisarai will not take a decision with respect to the grant of license for the Kaindi Panchayat.

Learned counsel for the State submits that presently he has no instruction but in the given facts and circumstances of the case appropriate direction may be issued to the Sub-Divisional Officer, Lakhisarai who is the competent authority to look into the grievance of the petitioner and take a decision thereon.

In the given facts and circumstances of the case, this court directs the Sub-Divisional Officer, Lakhisarai to look into the grievance of the petitioner, consider the same and take an appropriate decision thereon within a period of 60 days from the date of receipt/production of a copy of this order. Such a



decision will be taken only in accordance with provisions of the
Bihar Targeted PDS (Control) Order, 2016 and law.

This writ application is disposed of in terms stated
hereinabove.

(Rajeev Ranjan Prasad, J)

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