

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.482 of 2019

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Shasi Kant Tiwari, S/o Deo Muni Tiwari, Resident of Village-Machhiyan,
P.s.-Charpokhari, District-Bhojpur

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Department of Food and Consumer Protection, Government of Bihar, Patna
2. The Collector, Bhojpur at Ara.
3. The Sub Divisional Officer Piro, Bhojpur.
4. The Block Supply Officer, Ara.
5. Shailendra Manjhi Son of Dwrika Manjhi Resident of Village-Khaira, P.S. Gaurichak, District Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Binay Kumar, Advocate Mr. Anil Kumar Roy, Advocate
For the Respondent/s	:	Mr. S. Raza Ahmad, AAG-5 Mr. Md. Anisul Haque, AC to AAG-5

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 27-07-2019 Show cause notice does not contain proposal of

cancellation in terms of Section 27(ii) of the Bihar Targeted

P.D.S. (Control) Order, 2016.

Learned counsel for the State submits that in the given

facts and circumstances of the case, the matter may be remitted

to the Sub Divisional Officer, Piro, Bhojpur (Respondent no.3)

for a fresh consideration and passing of the reasoned order.

Having heard learned counsel for the petitioner and

learned counsel for the State, in view of the judgment of

Hon'ble Division Bench of this Court in the case of **Ram**

Bachan Ram Vs. State of Bihar and others reported in **2018**



(4) PLJR 516, the impugned order of cancellation of licence is hereby set aside.

The matter is remitted to the Sub Divisional Officer, Piro, Bhojpur (Respondent no.3) for a fresh consideration of the case and passing of the reasoned order after giving an appropriate opportunity of hearing to the petitioner.

Let the whole exercise be completed within a period of 90 days from the date of receipt/production of certified copy of this order.

This Writ Application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

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