

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20211 of 2018

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Raj Kumar Gupta Son of Rajdeo Sah Resident of Village-Parsauni Baij, P.S.
Piprahi, Distt.-Sheohar

... .. Petitioner/s

Versus

1. The State Of Bihar through the Secretary, Food and Consumer Protection Department, Government of Bihar, Patna
2. The Chairman, District Level Selection Committee, Distt-Sheohar
3. The Collector-cum-District Magistrate, Sheohar
4. The District Supply Officer, Sheohar
5. The Sub Divisional Officer, Sheohar
6. The Block Supply Officer, Piprahi, Sheohar
7. Laxmi Narayan Sah S/o Bigu Sah Resident of Village-Parsauni Baij, P.S.
Piprahi, Distt.-Sheohar

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bimal Kumar, Advocate

For the Respondent/s : Mr. S. Raza Ahmad, AAG 5 with
Mr. Alok Ranjan and
Mr. Md. Kamil Akhtar ACs to AAG 5

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL ORDER

2 27-05-2019 Heard learned counsel for the petitioner and learned
AC to AAG 5 for the State.

2. The petitioner has moved the Court for the
following relief:

*“That the present writ application is being filed on
behalf of the sole petitioner above named for
quashing the selection of respondent no. 7 as PDS
dealer for Parsauni Baij Panchayat under Extreme
Backward Class of Sheohar Sub Division whose*



name stands at Serial No. 01 of the Selection Committee list issued by District Supply Officer, Sheohar and further be pleased to direct the authorities to appoint the petitioner as PDS dealer in Parsauni Baij Panchayat under Extreme Backward Class in the Sub Division of Sheohar because the petitioner is at Serial No. 01 in the merit list and candidature of petitioner has been rejected only on technical ground that he annexed his college leaving certificate in which the date of admission in college in Intermediate Arts has been mentioned prior to the issuance of School Leave Certificate and Marksheet of Madhyama and the District Level Selection Committee selected the name of respondent No. 7 for the PDS license and be further pleased to direct the respondent concern to produce the PDS license of the respondent No. 7 and quash the same because the petitioner is not able to produced the copy of PDS license issued to the respondent No. 7.”

3. The petitioner was an applicant for being appointed as a Dealer under the Public Distribution System in *Parsauni Baij* Panchayat under the Extremely Backward Class category in Sheohar Sub Division of district Sheohar.

4. After some arguments, learned counsel for the petitioner submitted that he may be permitted to withdraw the application with liberty to move before the Appellate Authority



under the Bihar Targeted Public Distribution System (Control)
Order, 2016.

5. In view thereof, the writ petition stands disposed
off as withdrawn, with liberty aforesaid.

6. If an appeal is preferred by the petitioner, the same
shall be considered on its own merits, in accordance with law,
without being prejudiced by the present order.

(Ahsanuddin Amanullah, J)

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