

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23511 of 2019

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Raj Kishore Singh S/o Ganesh Singh, R/o Village-Muzaffra Kamataul, P.S.-
Kudhani, District-Muzaffarpur, P.D.S. Dealer Kishunpur, Ballaur.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Food and Civil Supply
Department, Bihar, Patna.
2. Sub-Divisional Magistrate, West Muzaffarpur.
3. Block Supply Officer, Sahebganj.Muzaffarpur

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shankar Kishore Shahi, Advocate
For the Respondent/s : Mr. S. Raza Ahmad (AAG5)

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL JUDGMENT

Date : 29-11-2019

Heard Mr. Shankar Kishore Shahi, learned
advocate for the petitioner and Mr. Alok Ranjan for the
respondents.

The petitioner has challenged the order dated
11.09.2019 passed by the Sub-Divisional Officer, West
Muzaffarpur, whereby the PDS license of the petitioner has
been cancelled.

Learned counsel for the petitioner has assailed the
order on several factual grounds and has stated that for
one day's closure of the shop, the license of the petitioner
has been cancelled. He submits that there have been



several precedents of this Court which indicate that for one day's closure without any authorization, the PDS license ought not to be cancelled.

On perusal of the order impugned, this Court finds that there are other grounds also which being led with the Sub-Divisional Officer, Muzaffarpur to cancel the PDS license of the petitioner. The grounds have been noted down in the order, even though the order is a short one.

In view of the provision of appeal in the Bihar Targeted P.D.S. (Control) Order, 2016, I am not inclined to enter into the merits of the decision making of the Sub-Divisional Officer, Muzaffarpur.

The prayer made in this petition is rejected.

The petitioner has the liberty to prefer an appeal. Should such an appeal be filed, the appellate authority shall look into the entire aspect of the matter and shall pass a reasoned order in accordance with law within the statutory period for disposing of such appeals.



With the aforesaid direction/observation, the writ
petition is disposed of.

(Ashutosh Kumar, J)

krishna/-

AFR/NAFR	NAFR
CAV DATE	NA
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