

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No 8281 of 2020**

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Sahdev Prasad Yadav Son of Pachan Prasad Yadav Resident of Village-  
Tilaiya Khurd, Village Panchayat- Diwaniya, Police Station- Barachatti,  
District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar Through the Principal Secretary, Department of Food and Consumers Protection, Government of Bihar, Patna.
2. The District Magistrate Gaya.
3. The Sub- Divisional Officer Sherghati (Gaya).
4. Assistant District Supply Officer Sherghati (Gaya).
5. The Block Supply Officer Barachatti, Dist.- Gaya.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr Binay Kumar, Advocate  
For the Respondent/s : Mr Alok Ranjan, AAG V

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**CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD**

**ORAL ORDER**

**2      13-10-2020**

This case has been taken up for consideration through  
Video Conferencing.

Mr Binay Kumar, after some argument, submits that  
the petitioner may be permitted to approach the Appellate  
Authority under the Bihar Targeted Public Distribution System  
(Control) Order, 2016 (for brevity, Control Order, 2016)  
provided under Clause 32 thereof.

The said submission of the petitioner's counsel is not  
disputed or denied by the learned State Counsel except for the  
submission that the Control Order, 2016 prescribes a time frame  
for filing the appeal.



Considering the effect of Nationwide Lock Down in the meantime, from issuance of the order cancelling the petitioner's Public Distribution System's licence, till date, this Court would only observe that the petitioner's appeal, if filed within two weeks, shall be deemed to be in time and considered by the Appellate Authority on its merits without raising the issue of delay.

This order should not be taken as an expression on the merits of the matter in any manner.

Writ application is disposed of.

**(Madhuresh Prasad, J)**

**M.E.H./-**

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