GAHC010169662020

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/5051/2020

ABU SHAMA KHAN
S/O LATE HAZI OSMAN KHAN
RESIDENT OF VILLAGE KATLAMARI PART III
PO PADMERALGA, PS FAKIRGANJ, DIST DHUBRI, ASSAM,

VERSUS

1. THE STATE OF ASSAM AND 3 ORS.
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM, FOOD,CIVIL SUPPLY AND CONSUMER AFFAIRS DEPARTMENT, DISPUR GUWAHATI 6

2:THE DEPUTY DIRECTOR
FOOD CIVIL SUPPLIES AND CONSUMER AFFAIRS BRANCH
PO PS AND DIST DHUBRI ASSAM

3:THE SUB DIVISIONAL OFFICER (CIVIL) BILASIPARA FOOD CIVIL SUPPLIES AND CONSUMER AFFAIRS BRANCH PO PS BILASIPARA DIST DHUBRI ASSAM

4:THE SUPERINTENDENT
FOOD CIVIL SUPPLIES AND CONSUMER AFFAIRS BRANCH
PO PS BILASIPARA DIST DHUBRI ASSAM

Advocate for the Petitioner : MR. M H LASKAR

Advocate for the Respondent : GA, ASSAM

- B E F O R E -
HON'BLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 21-12-2020

Heard Mr. M.H. Laskar, learned counsel appearing for the writ petitioner. Also heard Ms. K. Phukan, learned Government Advocate, Assam, appearing for all the respondents.

There is no wrangle at the bar that the petitioner has an appellate remedy provided under Section 29(1) of the Assam Public Distribution of Articles Order, 1982.

If that be so, I am of the view that considering the nature of grievance expressed in this writ petition, the petitioner be directed to avail the appellate remedy.

Ordered accordingly.

This writ petition stands disposed of by granting leave to the petitioner to avail the appellate remedy.

It is made clear that if such an appeal is filed by the petitioner within 2(two) weeks from today, the same be considered as expeditiously as possible and disposed of within a further period of 8(eight) weeks from the date of filing the appeal by following the due course of law.

J U D G E

Comparing Assistant