

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5568 of 2021

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Baidnath Ram Son of Lakhan Ram Resident of Village - Khajura, P.O. - Banki, P.S. - Banki, District - Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Food and Civil Supply Department, Govt. of Bihar Patna
3. The District Magistrate-cum-Collector, Madhubani
4. The Sub-Divisional Officer, Jhanjharpur

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Akash Chaturvedi, Advocate
For the Respondent/s : Mr. U.P. Singh, AC to SC-4

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 22-12-2021

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

- I. For issuance of writ in the nature of mandamus directing the respondent Sub-Divisional Officer, Jhanjharpur to renew the license of petitioner issued under the public distribution system which is pending since long for its renewal but it has never been done and has been kept pending without any rhymes & reasons whatsoever in a very arbitrary manner.



II. For issuance of writ in the nature of mandamus directing the respondent Sub-Divisional Officer to act upon the application filed on behalf of the petitioner which has been duly received by the respondent authority for due consideration.

III. For any other reliefs (s) for which petitioner is found entitled to in facts and circumstances of the present case.

After the matter was heard for some time, learned counsel for the petitioner, under instructions, states that petitioner shall be content if a direction is issued to the authority concerned to consider and decide the representation which the petitioner shall be filing within a period of four weeks from today for redressal of the grievance(s).

Learned counsel for the respondents states that if such a representation is filed by the petitioner, the authority concerned shall consider and dispose it of expeditiously and preferably within a period of two months from the date of its filing along with a copy of this order.

Statement accepted and taken on record.

As such, petition stands disposed of in the following terms:-



(a) Petitioner shall file a representation before the authority concerned within a period of four weeks from today for redressal of the grievance(s);

(b) The said authority shall consider and dispose it of expeditiously by a reasoned and speaking order preferably within a period of two months from the date of its filing along with a copy of this order;

(c) Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties;

(d) Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law;

(e) We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch;

(f) Liberty reserved to the petitioner to assail the order before the appropriate forum, if the need so arises subsequently;

(g) We have not expressed any opinion on merits. All issues are left open;



The petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	23.12.2021
Transmission Date	

