

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.7632 of 2021**

Vijay Prasad, aged about 60 years (Male), S/o Ganga Prasad Resident of  
Village - Mahsoni, P.S. - Piri Bazar, District- Lakhisarai.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Food and Consumer Protection Department, Bihar, Patna.
2. The Collector, Lakhisarai.
3. The Sub-Divisional Officer, Lakhisarai.
4. The Block Supply Officer, Suryagarha, District- Lakhisarai.

... .. Respondent/s

**Appearance :**

|                      |   |                                                                                                       |
|----------------------|---|-------------------------------------------------------------------------------------------------------|
| For the Petitioner/s | : | Mr. N K Agrawal, Sr. Advocate with<br>Ms. Preety Kunwar, Advocate<br>Mr. Manoj Kumar Pandey, Advocate |
| For the Respondent/s | : | Mr. U P Singh, AC to SC 4                                                                             |

**CORAM: HONOURABLE MR. JUSTICE RAJAN GUPTA**  
**and**  
**HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL JUDGMENT**  
**(Per: HONOURABLE MR. JUSTICE RAJAN GUPTA)**

**Date : 23-12-2021**

Heard learned counsel for the parties.

The present writ petition has been filed for quashing  
the order dated 21.01.2021 passed by the Sub-Divisional Officer,  
Lakhisarai whereby and where under the PDS license of the  
petitioner bearing license No 46/1985 has been cancelled.

At the outset, learned counsel for the petitioner seeks  
liberty to file appropriate appeal under Rule 32(iii) of the Bihar  
Targeted PDS (Control) Order, 2016.

Learned counsel for the State has no objection.



Having regard to the facts and circumstances of the case, we dispose off the present writ petition with liberty to the petitioner to approach the appellate authority by filing appropriate appeal against the aforesaid order dated 21.01.2021 and in case such an appeal is filed within a period of four weeks from today, the appellate authority shall consider the same on merits and dispose off the same, in accordance with law, by a reasoned and a speaking order, within a period of eight weeks, thereafter.

**(Rajan Gupta, J)**

**(Mohit Kumar Shah, J)**

P. Kumar

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