

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7704 of 2021

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Surendra Mahto @ Surendra Prasad Suman S/o Shiv Narayan Mahto Resident
of village- Gari Vishanpur, 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

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Appearance :

For the Petitioner/s : Mr.Dhananjaya Nath Tiwari
For the Respondent/s : Mr.Lalit Kishore (Ag)

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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 23.01.2021 passed by the Sub-Divisional Officer,
Lakhisarai, whereby and where under the PDS license of the
petitioner bearing license No 44/1985 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 23.01.2021 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

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

