

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No. 7905 of 2020

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Anil Kumar, aged about-43 years, Gender-Male, son of Ramchandra Paswan,
resident of Rampur Chauram, village-Sarauti, P.S.-Arwal, District-Arwal.

... .. Petitioner/s

Versus

1. The State of Bihar, through the Food Secretary, Government of Bihar, Old Secretariat, Patna.
2. The District Magistrate, Arwal at Arwal, Bihar
3. The Sub Divisional Officer, Arwal, at Arwal, Bihar
4. The Block Supply Officer, Arwal, at Arwal, Bihar
5. The Additional District Supply Officer, Arwal, at Arwal, Bihar

.. ... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Surya Swetabh, Adv.
For the State : Mr. Upendra Pratap Singh, AC to SC-4

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL ORDER

3 16-07-2021

The present petition has been taken up for consideration through the mode of Video conferencing in view of the prevailing situation on account of COVID 19 Pandemic, requiring social distancing.

The present writ petition has been filed



seeking quashing of the order dated 16.12.2019 passed by the Sub-Divisional Officer, Arwal whereby and whereunder the license of the Public Distribution Shop of the petitioner bearing license no. 51 of 2007 has been cancelled.

At the outset, the learned counsel for the petitioner seeks liberty to assail the aforesaid order dated 16.12.2019 before the Appellate Authority, by filing appropriate Appeal.

The learned counsel for the Respondent-State, Sri Upendra Pratap Singh (AC to SC-4), has got no objection.

Having regard to the facts and circumstances of the case, the present writ petition stands disposed of as not pressed, however, with liberty to the petitioner to file an appeal under Order 32 of the Bihar Targeted Public Distribution System (Control) Order, 2016, before the appellate authority against the aforesaid order dated 16.12.2019 and in case, such an appeal is filed within a period of four weeks from today, the



Appellate Authority shall consider the appeal of the petitioner on merits, without being impeded by the issue of limitation and dispose of the same by a reasoned and a speaking Order, in accordance with law, within a period of eight weeks, thereafter.

(Mohit Kumar Shah, J)

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