

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11889 of 2021

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Rani Kumari, Wife of Prabhat Ranjan through Proprietor Gauri Shankar-Jay
Prakash Medical Hall, R/o-Vill-Jawaharchak, Ahiyachak, P.S.-Katrisarai,
District-Nalanda.

... .. Petitioner/s

Versus

1. The Chief Secretary State of Bihar, Patna.
2. The District Magistrate, Nalanda.
3. The Sub-Divisional Officer Rajgir, Nalanda.
4. The Circle Officer-Cum-Block Supply Officer, Katarisarai, Nalanda,

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajiv Ranjan Kr. Pandey, Advocate
For the Respondent/s : Mr. Alok Ranjan (AC to AAG 5)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL ORDER

2 22-09-2021 The instant case 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.

Though, the present writ petition was filed initially for directing the respondent- authorities to open the medical shop of the petitioner which has been sealed, however during the pendency of this writ petition, the Assistant Drug Controller, Nalanda has passed an order dated 18.08.2021, whereby and whereunder the drug license of the petitioner bearing License



no. BR-NAL-135763 and BR-NAL-135764 have been cancelled.

The learned counsel for the petitioner, at the outset, seeks liberty on behalf of the petitioner to file appropriate appeal before the State Government under *Section 66(2) of the Drugs and Cosmetic Act, 1945*.

Accordingly, the present writ petition stands disposed of as not pressed, however with liberty to the petitioner to file appropriate appeal before the State Government and in case, such an appeal is filed within a period of four weeks from today, the same shall be considered on merits, without being impeded by the issue of limitation and appropriate orders shall be passed, within a period of six weeks, thereafter.

(Mohit Kumar Shah, J)

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