

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.821 of 2018

In
Civil Writ Jurisdiction Case No.14945 of 2017

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Sheo Ravidas @ Shivram Son of Late Nageshwar Ravidas @ Nageshwar
Ram Resident of Village and Post- Mahuawan, Panchayat- Mahuawan, Police
Station- Madanpur, Block- Madanpur, District- Aurangabad, Bihar.
... petitioner ... Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Food and Civil Supplies
Department, Government of Bihar, Patna.
2. The Principal Secretary, Food and Civil Supplies Department, Government
of Bihar, Patna.
3. The District Magistrate, Aurangabad, Bihar.
4. The District Supply Officer, Aurangabad, Bihar.
5. The Sub- Divisional Officer, Aurangabad, Bihar.
6. The Block Supply Officer, Madanpur, District- Aurangabad, Bihar.

... Respondents ... Respondent/s

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Appearance :

For the Appellant/s : Mr. Ranvijay Narain Singh, Advocate
For the Respondent/s : Mr. Alok Ranjan, A.C. to AAG 5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

Date : 29-01-2021

Heard learned counsel for the appellant and learned
counsel for the State.

This LPA under Clause 10 of Letters Patent Appeal has
been preferred for setting aside the judgment and order dated
09.05.2018 passed in C.W.J.C. No. 14945 of of 2017 passed
by a learned Single Judge of this Hon'ble Court by which the
writ petition has been dismissed on ground of stale claim being
raised after 17 years.



Writ petition was filed for a direction to the respondent authorities to restore the PDS licence no. 4 M/92 of petitioner which was cancelled in August 1998 and same was dismissed by learned Single Judge as petitioner had approached this Court after 17 years of cancellation of his licence and is pursuing a stale claim and dismissed the writ petition on ground of inordinate and unexplained delay.

The counsel for the State has relied upon a judgment and order dated 4.4.2019 passed by Division Bench of this Court in LPA No.1050 of 2018 (arising out of CWJC No.11180 of 2018) in which writ petition for similar relief was denied on ground of approaching this Court after 4 years of passing of order of cancellation of licence.

After hearing learned counsel for the appellant and learned counsel for the State, this Court does not find any error or infirmity in the order passed by learned Single Judge and, is accordingly, dismissed.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sanjay/-

AFR/NAFR	NAFR
CAV DATE	NA
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Transmission Date	NA

