

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2749 of 2021

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Kedar Nath Pandey S/o Late Ram Kishun Pandey, Resident of Udhampur, P.S. -
Bikramganj, District - Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary, Food and Civil Supply
Department, Government of Bihar, Patna.
2. The District Magistrate, Rohtas at Sasaram.
3. The Sub-Divisional Officer, Bikramganj.
4. The Block Supply Officer, Bikramganj.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. N.K. Agrawal, Sr. Adv D.N. Verma, Adv Ms. Preety Kunwar, Adv
For the Respondent/s	:	Mr. Alok Ranjan AC to AAG-5 Mr. Anisul Haque AC to AAG-5

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 14-12-2021

Heard learned counsel for the parties.

Petitioner has prayed for the following relief:-

“That the present writ application has been filed by
the petitioner for setting aside the order dated 09.07.2020
contained in memo no. 346, passed by the Sub Divisional
Officer, Rohtas at Sasaram by which he was pleased to cancel
the PDS license of the petitioner.”

Before us, it is not in dispute that petitioner has got an
equally alternate efficacious remedy as provided under the
provisions of Bihar Targeted Public Distribution System

(Control) Order, 2016.

In this view of the matter, learned counsel states that petitioner shall be content, if petitioner is permitted to prefer an appeal with a direction for the same to be disposed of expeditiously.

Liberty, as prayed for, is granted.

As and when any such appeal is preferred, the same shall be considered and decided expeditiously by the appellate authority assigning reasons within two months thereafter, copy whereof shall be supplied to the petitioner.

Mr. Alok Ranjan AC to AAG-5, appearing on behalf of State, states that if the appeal is preferred by the petitioner within next two working weeks, the issue of limitation shall not be allowed to come in the way and the appeal shall be heard on merit.

We have not expressed any opinion on merits of the matter. All issues are left open including the binding effect of the decision rendered by this Court in the case of **Ram Bachan Ram Vs. the State of Bihar & Ors** reported in **PLJR 2018(4) 516**.

The instant petition stands disposed of in the

aforesaid terms.

Interlocutory Application(s), if any, stands disposed
of.

(Sanjay Karol, CJ)

(S. Kumar, J)

ranjan/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	
Transmission Date	NA