

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17441 of 2021

Umendra Kumar, S/o Late Ramswaroop Singh, Resident of Village-Alampur
(Tedhi pul), P.S.-Didarganj, District-Patna, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principle Secretary, Food and Consumer Protection Department, Government of Bihar, Patna.
2. The District Magistrate, Patna.
3. The Sub Divisional Officer, Patna City.
4. The Block Supply Officer, Alauli, Khagaria.

... .. Respondent/s

Appearance :

For the Petitioner/s : Ms.Preety Kunwar, Advocate
For the Respondent/s : Mr.S Raza Ahmad (AAG--5)

CORAM: HONOURABLE MR. JUSTICE RAJAN GUPTA
and
HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAJAN GUPTA)

3 02-12-2021 Heard learned counsel for the parties.

The present writ petition has been filed for quashing the order dated 06.09.2021 passed by the Sub-Divisional Officer, Patna City whereby and whereunder the PDS license of the petitioner bearing License No. 207/2016, 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 06.09.2021 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, without being impeded by the issue of limitation.

(Rajan Gupta, J)

(Mohit Kumar Shah, J)

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