

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1314 of 2022

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Ramvir Yadav @ Ramvir Prasad Yadav S/o Late Ramatar Yadav Resident of
Village- Chhapradhi, P.S.- Khajauli, District- Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar.
2. The District Magistrate, Madhubani.
3. The Sub-Divisional Officer, Madhubani Sadar, District- Madhubani.
4. Sub-Divisional, Public Complaint Redressal Officer, Sadar-Sub-Division,
District- Madhubani.
5. Vinod Saday S/o Chalitar Saday Resident of Village- Chhapradhi, P.S.-
Khajauli, District- Madhubani.
6. Indradeo Yadav S/o Late Sahdeo Yadav Resident of Village- Chhapradhi,
P.S.- Khajauli, District- Madhubani, Presently he has been appointed as
Advisor of Respondent No.5.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Durgesh Nandan, Advocate
For the Respondent/s : Mr. Upendra Pratap Singh AC to SC-4

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

and

HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR)

Date : 25-02-2022

Heard Mr. Durgesh Nandan, learned Advocate for

the petitioner and Mr. Upendra Pratap Singh, AC to SC-4

for the State.

The petitioner is aggrieved by the functioning of

the respondent no. 5, the PDS licensee of his area who has

been showing delivery of subsidized food-grains to



members of his family, who are not even residing in India and have settled abroad.

It has been submitted on behalf of the petitioner that even though such complaint was brought to the notice of the Licencing authority as well as the District Magistrate, but no action has been taken in that regard.

This does not appear to be a vindictive move of the petitioner against private respondent no. 5.

Under the aforesaid circumstances, we are of the view that the petitioner be directed to make a suitable representation before the Sub-Divisional Officer, Madhubani, Sadar, who is the Licencing authority, who on receipt of such representation shall look into the facts and have the matter verified.

Needless to state that any verification would require private respondent no. 5 to be noticed by the Sub-Divisional Officer, Madhubani. Necessary action shall be taken if it is found that private respondent no. 5 has not been conducting the affairs of his PDS shop in accordance



with the Bihar Targeted P.D.S. (Control) Order, 2016 and his responsibilities as a dealer who has to act in accordance with the terms of the licence given to him in that regard. The petitioner shall also be intimated about the outcome of such inquiry.

With the aforesaid direction/observation, the writ petition stands disposed off.

(Ashutosh Kumar, J)

(Anjani Kumar Sharan, J)

krishna/-

AFR/NAFR	NAFR
CAV DATE	NA
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