

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.7071 of 2021**

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Seema Khatoon Son of Md. Shahid Akhtar Resident of Village- Dhokwa,  
Gram Panchayat Dhamdaha South, P.O. and P.S.- Dhamdaha, District-  
Purnea.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Food, Supply and Consumer  
Production Deptt., Govt. of Bihar, Patna.
2. The District Magistrate, Purnea.
3. The Sub Divisional Officer, Dhamdaha, Purnea.
4. The Sub Divisional Public Complaint Officer, Dhamdaha, Dist- Purnea.
5. Archana Kumari Sinha Wife of Mithilesh Kumar Resident of Village-  
Dhamdaha South, P.S. Dhamdaha, Dist- Purnea.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Binod Kumar Sinha, Advocate  
For the Respondent/s : Mr. Arvind Ujjwal, SC-4

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

and

**HONOURABLE MR. JUSTICE S. KUMAR**

**ORAL JUDGMENT**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

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**(The proceedings of the Court are being conducted by  
Hon'ble the Chief Justice/ Hon'ble Judges through  
Video Conferencing from their residential  
offices/residences. Also, the Advocates and the Staffs  
joined the proceedings through Video Conferencing  
from their residences/offices.)**

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**Date : 21-01-2022**

Heard learned counsel for the parties.

2. Petitioner has prayed for the following



relief(s):-

- (i) For issuance writ in the nature of certiorari for quashing of order dated 15-5-2019 passed by Respondent No. 4 whereby claim of petitioner for giving her licence of Janvitran Pranali(PDS) has been refused.
- (ii) For issuance of writ in the nature of Mandamus direction to Respondents to make selection of petitioner for running Janvitran Pranali Shop ( PDS Shop ) at Panchayat Dhamdaha South in the District of Purnea and further to grant licence to her of PDS Shop.

3. After the matter was heard for some time, finding the Bench not to be agreeable with the submissions made by learned counsel for the petitioner, learned counsel for the petitioner, under instructions, states that petitioner shall be content if a direction is issued to the authority concerned to consider and decide the representation which the



petitioner shall be filing within a period of four weeks from today for redressal of the grievance(s).

4. Learned counsel for the respondents states that if such a representation is filed by the petitioner, the authority concerned shall consider and dispose it of expeditiously and preferably within a period of four months from the date of its filing along with a copy of this order.

5. Statement accepted and taken on record.

6. As such, petition stands disposed of in the following terms:-

(a) Petitioner shall approach the authority concerned within a period of four weeks from today by filing a representation for redressal of the grievance(s);

(b) The authority concerned shall consider and dispose it of expeditiously by a reasoned and speaking order preferably within a period of four months from the date of its filing along with a copy of this order;

(c) The order assigning reasons shall be communicated to the petitioner;

(d) Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing afforded to the



parties;

(e) Also, opportunity to place on record all relevant materials/documents shall be granted to the parties;

(f) Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law;

(g) We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch;

(h) Liberty reserved to the petitioner to approach the appropriate forum/Court, should the need so arise subsequently on the same and subsequent cause of action;

(i) We have not expressed any opinion on merits. All issues are left open;

(j) The proceedings, during the time of current Pandemic- Covid-19 shall be conducted through digital mode, unless the parties otherwise mutually agree to meet in person i.e. physical mode;

7. The petition stands disposed of in the aforesaid terms.



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

**(Sanjay Karol, CJ)**

**( S. Kumar, J)**

Amrendra/PKP

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