

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.7192 of 2021**

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Vina Devi, Wife of Bihari Paswan Resident of Village-Bhawanandpur, P.S.-  
Udakishunganj, District-Madhepura.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar.
2. The District Collector, Madhepura.
3. The District Supply Officer, Madhepura.
4. The Sub-Divisional Officer, Udakishunganj, Madhepura.
5. The Block Supply Officer, Udakishunganj, Madhepura.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Pawan Kumar, Advocate

For the Respondent/s : Mr. Lalit Kishore, AG

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

**(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.)**

**Date : 04-01-2022**

Heard learned counsel for the parties.

The petitioner has prayed for the following



relief/s :-

That this is an application for issuance of a writ in the nature of certiorari for quashing the order bearing memo No. 25-2 dated 12.01.2021 issued under the signature of Sub-Divisional officer, Udakishunganj, whereby and where under the license of PDS shop of petitioner bearing license No. 244/2007 has been cancelled with immediate effect illegally and arbitrarily without considering the reply of show cause filed by the petitioner and further directing the respondents restore the license No. 244/2007 issued in favour of petitioner and/or pass any other relief/reliefs/order/orders in the fact and circumstances of the case.

Learned counsel for the petitioner states that petitioner's appeal being Appeal No. 8 of 2021 is pending consideration before the Appellate Authority and petitioner shall be content if a direction is issued for expeditious disposal of the same.

Learned counsel for the respondents states that the aforesaid appeal shall be considered and decided within the statutory period.



Statement accepted and taken on record.

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

(a) Petitioner shall make himself available before the Appellate Authority on 17<sup>th</sup> of January, 2022;

(b) Opportunity shall be granted to the parties to place on record all essential documents and materials, if so required and desired;

(d) Petitioner through learned counsel undertakes to fully cooperate and not take unnecessary adjournment;

(e) The Appellate Authority shall decide the appeal on merits, in compliance of the principles of natural justice;

(f) The Appellate Authority shall pass a reasoned and speaking order, within the statutory period;

(g) Copy of the order passed by the Appellate Authority shall be supplied to the parties;

(g) Equally, liberty reserved to the parties to take recourse to such other remedies as are otherwise available in accordance with law;

(h) 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;

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

(j) Liberty reserved to the petitioner to assail the order, before the appropriate forum, should the need so arise subsequently.

The instant petition stands disposed of in the aforesaid terms.

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

**(Sanjay Karol, CJ)**

**( S. Kumar, J)**

Ashwini/K.C.Jha

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| CAV DATE          |            |
| Uploading Date    | 07.01.2022 |
| Transmission Date |            |

