

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4501 of 2022

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Ram Sevak Ram, son of Late Asarfilal, Resident of Village-Kopa Dhakin
Tolla, Post-Kopa, P.S. Kopa, District-Saran at Chapra.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Consumer and Food Protection Department,
Government of Bihar, Patna.
3. The Commissioner, Saran Division, Chapra.
4. The District Magistrate, Saran at Chapra, District-Saran at Chapra.
5. The District Supply Officer, Saran at Chapra, District-Saran at Chapra.
6. The Sub-Divisional Officer, Sadar Chapra, District-Saran at Chapra.
7. The Block Supply Officer, Jalalpur, District-Saran at Chapra.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. S.B.K. Manglam, Adv. Mr.Awnish Kumar, Adv.
For the Respondent/s	:	Mr. Upendra Pratap Singh, AC to SC4

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
and
HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR)

Date : 21-06-2022

Heard Mr. S.B.K. Manglam, learned advocate for the
petitioner and Mr. Upendra Pratap Singh, counsel for the State.

The license of the petitioner has been cancelled by the
order dated 02.03.2020.

The only ground raised on behalf of the petitioner is that
no reason has been given by the authority for rejecting the
explanation of the petitioner. The petitioner also regrets that he
was given only three days time to represent his cause.



Notwithstanding such small time given to the petitioner, he responded to the notice but none of the grounds raised by him have at all been adverted to.

This is a stark case where there is complete non-application of mind by the authority.

We cannot help but set aside the aforesaid order.

The matter is remitted to the licensing authority for passing a fresh order in accordance with law after providing fresh opportunity to the petitioner to explain his cause.

The order shall be passed within a period of sixty days from the date of production of a copy of this order.

The petition stands allowed and disposed of accordingly.

(Ashutosh Kumar, J)

(Jitendra Kumar, J)

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AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	29.06.2022
Transmission Date	

