

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8282 of 2021

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Shri Ram Yadav Son of Dhaneshwar Yadav Resident of village- ward no. 10,
Mohanpur, P.s.- Harlakhi, district- Madhubani

... .. Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Food and Civil Supply Department, Government of Bihar, Patna
2. The Commissioner, Darbhanga Division, Darbhanga
3. The District Magistrate, Madhubani
4. The District Manager, State Food Corporation, Madhubani
5. The Sub Divisional Officer, Benipatti, Madhubani
6. The District Supply Officer, Madhubani
7. The Block supply Officer, Harlakhi, Madhubani

... .. Respondents

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Appearance :

For the Petitioner : Mr. Ravi Prakash
For the Respondent State: Mr. Vishwambhar Pd.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

and

HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH)

2 10-02-2022 This matter has been taken up for hearing on-line
because of COVID-19 pandemic restrictions.

Learned counsel appearing on behalf of the petitioner,
after some argument, seeks permission to withdraw this
application with a liberty to assail the impugned order dated
19.02.2021 passed by the Sub-Divisional Officer, Benipatti,
Madhubani, cancelling the petitioner's licence under the Bihar
Targetted Public Distribution System (Control) Order, 2016,



before the appellate authority. This application is permitted to be withdrawn with the liberty as sought.

The petitioner had presented this writ application for filing on 05.03.2021, soon after passing of the impugned order dated 19.02.2021. Accordingly, it is observed that if he prefers appeal within four weeks from today with an application seeking condonation of delay, the appellate authority shall be obliged to decide the petitioner's appeal on merit after condoning the delay, keeping in mind the fact that the petitioner was pursuing his remedy before this Court by filing the present writ application.

The appellate authority must ensure that the appeal is decided within the time stipulated under the Control Order.

(Chakradhari Sharan Singh, J)

(Madhuresh Prasad, J)

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