

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9958 of 2021

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Beauty Kumari Wife of Chandan Sah, Resident of Village Manori, Ward No. 12, Police Station Sonbarsa Raj, District Saharsa.

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate, Saharsa.
2. The Sub Divisional Magistrate, Sadar, District Saharsa.
3. The Block Development Officer Sonbarsa, District Saharsa.
4. The Block Supply Officer Sonbarsa, District Saharsa.
5. Gajendra Kumar, Son of Shivnandan Sah, Resident of Village Manori, Ward no. 12, Panchayat Soha, Police Station Sonbarsa Raj, District Saharsa.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Satish Kumar Singh, Advocate
For the Respondent/s : Mr.S. Raza Ahmad (AAG 5)

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(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.)

3 19-01-2022 Learned counsel for the petitioner, as prayed for, is permitted to make necessary correction with regard to date of the impugned order, which, according to the learned counsel for the petitioner, should be 13.01.2020 in place of 13.01.2019.

Petitioner has prayed for the following relief(s):

“For issuance of appropriate writ/writs direction/directions to the Respondents to quash the decision dated 13.01.2019, taken by the



selection committee for selection of the Public Distribution System Dealers, and also for allotment of the license of the Public Distribution System Shop in the name of the petitioner by cancelling the same which has illegally been allotted to the Private Respondent Gajendra Kumar.”

Learned counsel for the petitioner submits that petitioner shall be content if a direction is issued to the authority concerned to consider and decide the Appeal/Revision to be filed within a period of four weeks along with a copy of this order, within a period of three months from the date of its filing.

Without expressing any opinion on merits of the claim, petition is disposed of with the liberty aforesaid. All issues on facts and law are left open.

Needless to say that while considering such request, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties.

If aggrieved by the said order, the petitioner shall have liberty to approach this Court by way of separate petition(s), if so required and desired.

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

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.

The petition stands disposed of in the aforesaid terms.

Interlocutory application, if any, shall also stand disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

K.C.Jha/DKS/-

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