

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12479 of 2021

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Lalan Ram Son of Manuki Ram Resident of Village and P.O.- Dariyapur,
Police Station- Naubatpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar Through the Principal Secretary, Food and Civil Supplies Department, Old Secretariat, Bihar, Patna.
2. The District Magistrate Patna.
3. The Sub- divisional Officer cum Licensing Officer Danapur.
4. The Block Supply Officer Naubatpur, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Mukul Prasad, Advocate
For the Respondent/s : Mr.S. Raja Ahmad (AAG-5)

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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 25-03-2022 An order dated 05.04.2021, passed by the Sub-Divisional Officer-cum-Licensing Authority, Danapur, whereby the petitioner's licence to run a PDS shop under Bihar Targeted Public Distribution System (Control) Order, 2016 has been cancelled, is under challenge in the present writ application.

The petitioner has admittedly not availed the statutory remedy of appeal under the said Control Order, 2016. Learned counsel for the petitioner, in such view of the matter, seeks permission to withdraw this application with a liberty to prefer



appeal against the said order.

This application is accordingly disposed of with the liberty as sought. If any appeal is preferred within four weeks from today with an application seeking condonation of delay in preferring the appeal, the same shall be decided by the Appellate Authority on merits after condoning the delay, keeping in mind the fact that the petitioner was pursuing his remedy before this Court by filing present writ application. The Appellate Authority shall be obliged to dispose of the petitioner's appeal within the time frame prescribed under the Control Order, 2016.

(Chakradhari Sharan Singh, J)

(Madhuresh Prasad, J)

Rajesh/-

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