

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12517 of 2021

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Kalyani @ Kalyani Sharma Wife of Sri Amit Kumar, Daughter of Sri Rajiv Ranjan Resident of Village- Sherpur, P.O.- Sherpur Via Danapur Cant., Circle and Block- Maner, District- Patna.

... .. Petitioner

Versus

1. The State of Bihar through its Principal Secretary, Food and Civil Supply Department, Govt. of Bihar, Patna.
2. The District Magistrate cum Collector, Patna.
3. The District Supply Officer, District Patna.
4. The Sub Divisional Officer Circle Danapur, District- Patna.
5. The Block Development Officer, Block Maner, District- Patna.
6. The Marketing Officer, Block Maner, District- Patna.
7. Arpit Raj Son of Late Bashistha Rai Resident of Sherpur, Block- Maner, District- Patna.

... .. Respondents

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Appearance :

For the Petitioner/s : Mr. Upendra Kumar Chaubey, 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)

3 01-04-2022 Heard learned counsel for the petitioner and learned counsel representing the State of Bihar.

After some argument, learned counsel for the petitioner agrees that the petitioner could have approached appropriate statutory authority under the provisions of the Bihar Targeted Public Distribution System (Control) Order, 2016 ('Control Order, 2016' for short) for redressal of the grievance



as raised in the present writ application in relation to selection of respondent No. 7 as a PDS dealer for *Gram Panchayat*, Sherpur East, allegedly ignoring the petitioner's better claim.

Considering the facts and circumstances, this application is disposed of with a liberty to the petitioner to invoke appropriate statutory remedy under the Control Order, 2016. If the petitioner makes a representation or files an application/appeal before appropriate authority within four weeks from today, the Court expects that the limitation in approaching said authority shall not come in way of deciding the petitioner's claim on merit by the said authority.

It is further observed that if any application/representation is filed within the aforesaid period, the concerned authority shall be required to decide the same within a period of two months from such filing.

This application stands disposed of accordingly.

(Chakradhari Sharan Singh, J)

(Madhuresh Prasad, J)

K.K.RAO/-

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