

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14074 of 2021

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Ram Naresh Kumar Nirala, S/o Jagdish Paswan, R/o Vill-Matukbigha, P.S.-
Hasua, Distt. Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar District Magistrate cum Collector, Nawada at Nawada.
2. The District Magistrate cum Collector, Nawada at Nawada.
3. The S.D.M. cum S.D.O. Nawada Sub Division at Nawada.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Amresh Kumar Sinha, Advocate
For the Respondent/s : Mr.S Raza 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 Without invoking the appellate provision under Rule 32 (iii) of Bihar Targeted Public Distribution System (Control) Order, 2016 the petitioner has approached this Court seeking quashing of an order dated 07.07.2021, passed by the Sub-Divisional Officer-cum-Licensing Authority, Nawada, whereby his licence to run a PDS shop under the said Control Order, 2016 has been cancelled.

Learned counsel for the petitioner, after some argument, seeks permission to withdraw this application with a liberty to prefer appeal against the impugned order.



We notice that the petitioner approached this Court by filing this writ application soon after the impugned order was passed on 07.07.2021.

This application is accordingly permitted to be withdrawn with an observation that if any appeal is preferred within four weeks from today with an application seeking condonation of delay in preferring the appeal, the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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