

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14120 of 2021

Subodh Kumar Vidyarthi, S/o Chandradeo Ram, Resident of Village-Ram
Janki Path, New aitwarpur, Kurthoul, P.S.-Parsa Bazar, District-Patna, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Food and Consumer Protection Department, Government of Bihar, Patna.
2. The District Magistrate, Patna.
3. The Sub Divisional Officer, Patna Sadar.
4. The Assistant District Supply Officer, Patna Sadar.

... .. Respondent/s

Appearance :

For the Petitioner/s : Ms. Preety Kunwar
For the Respondent/s : Mr. Arvind Ujjwal (Sc4)

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 This application has been taken up for online hearing through video conference because of COVID-19 pandemic restrictions.

Mr. N.K Agarwal, learned senior counsel appearing on behalf of the petitioner, seeks permission to withdraw this writ application with a liberty to prefer appeal before the appellate authority against the order dated 07.07.2021 passed by the Sub Divisional Officer-cum-Licensing Authority, Patna Sadar, whereby the petitioner's licence to run a PDS shop has been



cancelled.

This application is permitted to be withdrawn.

As the petitioner approached this Court soon after passing of the impugned order dated 07.07.2021 by filing present writ application, it is indicated that if any appeal is preferred before appellate authority within four weeks from today with an application seeking condonation of delay, the appellate authority shall be under obligation to decide the petitioner's appeal on merit after condoning the delay, considering the fact that petitioner was pursuing his remedy before this Court by filing present writ application. The appeal shall be required to be disposed of within the time stipulated under the provisions of the Bihar Targeted Public Distribution System (Control) Order, 2016.

This application stands disposed of with aforesaid observation and direction.

(Chakradhari Sharan Singh, J)

(Madhuresh Prasad, J)

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