

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.13772 of 2016**

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Vinay Kumar Singh son of Late Sawali Singh, resident of Village- Dighwa  
Tole, Dubauli, P.S. Baikunthpur, District- Gopalganj.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Food & Civil Supply,  
Bihar, Patna
2. The District Magistrate, Gopalganj.
3. The Sub Divisional Officer, Gopalganj.
4. The Block Supply Officer, Baikunthpur, Gopalganj.

... .. Respondent/s

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**Appearance :**

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|----------------------|---|---------------------------------|
| For the Petitioner/s | : | Mr. Anand Kumar Singh, Advocate |
| For the Respondent/s | : | Mr. Arvind Ujjwal, SC-4         |
|                      |   | Mr. U.P. Singh, AC to SC-4      |

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**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH  
SHARMA**

ORAL ORDER

3      18-03-2023                      The petitioner challenged the order dated 01.04.2016  
(Annexure-1), passed by respondent no.3, namely the Sub-  
Divisional Officer, Gopalganj, in Supply Case no. 30 of 2016,  
whereby his licence for PDS dealership of the petitioner was  
cancelled. The petitioner also challenged the order dated  
31.05.2016 (Annexure-5), passed by respondent no.2, namely  
the District Magistrate, Gopalganj, whereby appeal preferred  
against the said order was rejected.

Learned counsel for the petitioner submits that after  
passing of the appellate order, the petitioner has preferred this  
writ petition and the same has been pending for almost seven



years.

This Court finds that the P.D.S. dealership licence of the petitioner was cancelled in the year 2016 and more than 7 years have passed by. In lieu thereof, at this stage, it would not be appropriate to examine the matter and by efflux of time, the present writ petition has rendered infructuous and no relief of renewing/restoring of licence can be granted to him after 12 years of cancellation of licence, as someone else must be granted PDS dealership licence during that period. However, it is made clear that the petitioner shall be always eligible to apply again for the PDS dealership, if he so chooses.

As such, with the above observations, the present writ petition is dismissed as having become infructuous by efflux of time with aforesaid liberty to the petitioner.

**(Sanjeev Prakash Sharma, J)**

Amrendra/-  
Item No. 7

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