

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2362 of 2020

=====

Sumit Kumar Son of late Dhanushdhari Mandal, Resident of Village and P.O.-
Mamatkha, Police Station- Sabour, District- Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Food and Civil Supply Food and Civil, Government of Bihar, Patna.
2. The District Magistrate, Bhagalpur.
3. The Sub- Divisional Officer-Cum-Licensing Authority, Sadar Bhagalpur, District- Bhagalpur.
4. The Block Development Officer, Sabour, District-Bhagalpur.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Ms. Pravina Kumari, Advocate
For the Respondent/s : Mr. Alok Ranjan, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

and

HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR)

Date : 12-01-2023

Heard the learned counsel for the parties.

2. The licence of the petitioner has been cancelled
vide order dated 20.04.2015, which order has been
affirmed in appeal on 20.04.2018.



3. From the perusal of the order passed by the Licensing Authority, it appears that no reason has been assigned for rejecting the explanation offered by the petitioner. The order is absolutely laconic and does not explain anything.

4. Similar is the tenor of the order passed in appeal.

5. Normally, we would have relegated the petitioner to the Revisional Authority for the needful, but considering that both the orders impugned in the present petition do not assign any reason for cancellation of the licence of the petitioner and the affirmation of such order, we intend to and set-aside both the orders.

6. The matter is remitted to the Licensing Authority to pass a fresh order in accordance with law, advertent to the reply submitted by the petitioner against the show-cause notice and giving reasons in support of the conclusions that the Licensing Authority shall arrive at.



7. The exercise shall be completed within a period of sixty days from the date of receipt / production of a copy of this Order.

8. The petition stands allowed accordingly.

(Ashutosh Kumar, J)

(Satyavrat Verma, J)

Rishabh/Praveen

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	16.01.2023
Transmission Date	N/A

