

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7965 of 2024

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Rampravesh Kumar, S/o- Shanichar Prasad, R/o- village- Chhiri, Tarawan
P.S-P.S.- Fatehpur, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Food and Consumer Protection, Govt. of Bihar, Patna.
2. The District Magistrate, Gaya.
3. The Sub Divisional Officer, Sadar, District- Gaya.
4. The District Supply Officer, Gaya.
5. The Block Supply Officer, Fatehpur, District- Gaya.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Shrinath Manjhi, Adv.
For the Respondent/s : Mr.Standing Counsel 25

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CORAM: HONOURABLE MR. JUSTICE A. ABHISHEK REDDY
ORAL ORDER

2 09-08-2024 The present writ petition has been filed for quashing the order dated 29.02.2024 passed by the Sub Divisional Officer, Sadar, Gaya whereby and whereunder the licence of the P.D.S. shop of the petitioner has been suspended only on account of lodging of F.I.R.

2. The learned counsel for the petitioner has submitted that the impugned order dated 29.02.2024 is contrary to Rule 28 of the Bihar Targeted Public Distribution System (Control) Order, 2016 inasmuch as the petitioner is neither fugitive nor has visited jail in connection with the F.I.R. lodged against him whereas on the contrary, the petitioner has already been granted



bail, as is apparent from paragraph no. 10 of the present writ petition.

3. The learned counsel for the respondents do not have any dispute on the issue of law.

4. Having regard to the facts and circumstances of the case, this Court finds that the order dated 29.02.2024 passed by the Sub Divisional Officer, Sadar, Gaya is contrary to the provisions contained in Rule 28 of the Bihar Targeted Public Distribution System (Control) Order, 2016, hence, the same is quashed.

5. The writ petition is allowed.

(A. Abhishek Reddy , J)

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