IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14439 of 2026

CNR No. BRHC010881402026

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Visnudev Das S/o- Late Mahavir Das, R/Vill - Chakrami, Post - Narayanpur, District- Bhagalpur. P.S.- Bhawanipur (Bihapur), Dist.- Bhagalpur.

... ... Petitioner/s

Versus

1. The State of Bihar through Principal Secretary Food And consumer protection Department, Govt. Of Bihar, Patna.
2. The commissioner, Bhagalpur.
3. The District Magistrate, Bhagalpur.
4. The District Supply Officer, Dist- Bhagalpur.
5. The District Markating officer, Bhagalpur.
6. The Sub Divisional Officer, Dist- Bhagalpur.

... ... Respondent/s

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Appearance :
For the Petitioner/s : Mr. Rajive Ranjan Singh, Adv.
For the Respondent/s : Mr. Standing Counsel (4)

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CORAM: HONOURABLE MR. JUSTICE GIRIJISH KUMAR

ORAL ORDER

2 27-10-2026 Heard learned counsel appearing on behalf the petitioner and learned counsel appearing on behalf of the respondent-State.

2. With the consent of both the parties, this writ application is being disposed of at the admission stage itself.

3. In the present writ application, the petitioner has prayed for grant of following relief/s;

(i) For quashing the latter No 318 dated 08/05/24 passed by Respondent No; 6.

(ii) For direction to the Respondents to renew the PDS license of the petitioner bearing PDS License No; 27/1994,

(iii) For direction to the

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respondents to given opportunity to deposit Chalan of Rs 1,000/- and renew the PDS License No; 27/1994 of the petitioner.

(iv) For any other relief/relieves which is entitle the petitioner according with Law.

4. At the outset, learned counsel appearing on behalf of the respondent submits that there is an alternative and efficacious remedy available to the petitioner. Despite the remedy available to the petitioner to file an appeal under Section 32 of the Bihar Targeted Public Distribution System (Control) Order, (amended) 2015 before the District Magistrate, District-Bhagalpur, i.e. respondent no. 3, the petitioner has approached this Court without availing the alternative and efficacious remedy available to him.

5. Learned counsel for the petitioner contended that he may be permitted to file appeal before the concerned authority in terms of amendment order of Bihar Targeted Public Distribution System (Control), and a direction may be issued to the concerned authority to decide the appeal within a reasonable time frame in accordance with law.

6. Taking into consideration the fact that the petitioner has an alternative remedy of filing appeal, this writ petition is

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disposed of with a direction to the petitioner to file an appeal in terms of Section 32 of the Bihar Targeted Public Distribution System (Control) Order, (amended) 2015 before the District Magistrate, District- Bhagalpur, i.e. respondent no. 3, within 30 days from today and if such appeal is filed within the stipulated time then the District Magistrate, District- Bhagalpur, i.e. respondent no. 3, is directed to dispose of the same within a period of 60 days from the date of filing of the appeal, after giving an opportunity of hearing to the petitioner, in accordance with law.

7. Needless to emphasize that the final order which shall be passed by the District Magistrate, District- Bhagalpur, i.e. respondent no. 3, should be a reasoned and speaking order, which shall be communicated to the petitioner.

8. With the aforesaid observation/direction and liberty granted, this writ application is disposed of.

9. All pending interlocutory application(s), if any, shall also stand disposed of.

(Girijish Kumar, J)

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