IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14509 of 2026

CNR No. BRHC010945212026

==========

Aniruddh Das son of Ganesh Harijan @ Ganesh Das. Resident of Village - Bagdumba, P.S. -Bounsi District - Banka.

... ... 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-Cum-Appellate Authority, Banka.
3. The Sub Divisional Officer (Supply), Banka.
4. The Block Supply Officer, District - Banka.

... ... Respondent/s

==========

Appearance :
For the Petitioner/s : None
For the Respondent/s : Mr. Government Pleader (3)

==========

CORAM: HONOURABLE MR. JUSTICE GIRIJISH KUMAR

ORAL ORDER

2 29-10-2026 None appears on behalf of the petitioner, however learned counsel appearing on behalf of the respondent-State is present.

2. Heard learned counsel appearing on behalf of the respondent-State.

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

> *(i) For issuance of writ in the nature of certiorari for quashing the order dated – 24.04.2026, passed by Learned District Collector, Banka, in Supply Appeal No. – 57 of 2025-26, whereby the Learned District*

WEB COPY

Collector, Banka has affirmed the order dated – 02.09.2025, passed by the Sub-Divisional Officer (Supply), Banka.

(ii) For issuance of writ in the nature of certiorari for quashing the order dated – 02.09.2025, passed by the Sub-Divisional Officer (Supply), Banka, whereby and where under the fair Price Shop dealer holding License No. – 48/12, petitioner has been cancelled.

(iii) For commanding and directing the Respondents to restore the Petitioner's Fair Price Shop License forth wise.

(iv) For commanding and directing the Respondents if the petitioner is found entitled to get any other relief or reliefs.

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 revision under Section 32 (vi) of the Bihar Targeted Public Distribution System (Control) Order, 2016 before the Divisional Commissioner, the petitioner has approached this Court without availing the alternative and efficacious remedy available to him.

5. Learned counsel for the petitioner contended that

WEB COPY

he may be permitted to file revision 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 revision within a reasonable time frame in accordance with law.

6. Taking into consideration the fact that the petitioner has an alternative remedy of filing revision before Divisional Commissioner, this writ petition is disposed of with a direction to the petitioner to file a revision under Section 32 (vi) of the Bihar Targeted Public Distribution System (Control) Order, 2016 before the Divisional Commissioner, within 30 days from today and if such revision is filed within the stipulated time then the Divisional Commissioner, is directed to dispose of the same within a period of 60 days from the date of filing of the revision, 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 Divisional Commissioner, 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.

WEB COPY

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

(Girijish Kumar, J)

amit/-

U			

WEB COPY