2026:JHHC:27317

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(C) No. 2538 of 2022

Ramlal Kumar, son of Akalu Mochi, resident of Rudidih, P.O Nawa Jaipur, P.S. Patan, District- Palamau, Jharkhand. .... Petitioner(s)

-Versus-

1. The State of Jharkhand through the Secretary, Health and Family Welfare Department, Jharkhand, P.O and P.S. Doranda, Ranchi.
2. The Deputy Commissioner, Palamau.
3. The Sub-Divisional Officer, Medininagar, Palamau.
4. The Block Development Officer, Patan, Palamau.
5. The District Supply Officer, Medininagar, Palamau.
6. Block Supply Officer, Patan, Palamau. …Respondent(s)

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s): Mr. Chandra S. Pandey, Advocate.
For the respondent(s): Mr. Mukul Kr. Singh, AC to GP-III

11/10.09.2026 Heard the parties.

2. The petitioner has challenged the initial order dated 22.2.2018 passed by the District Supply Officer-cum-Licencing Officer, Palamau and the Appellate Order dated 22.12.2020 passed by the Deputy Commissioner, Palamau, whereby the Public Distribution System Licence of the petitioner has been cancelled.

3. The counsel appearing on behalf of the State objects about the maintainability of this writ petition on the ground that as per Rule 30(i) of the Jharkhand Targeted Public Distribution System (Control) Order 2022, second appeal lies before the Divisional Commissioner.

4. Order 30(i) of the Jharkhand Targeted Public Distribution System (Control) Order 2022 reads as follows:-

> 30. अपील:-
> (i) जन वितरण प्रणाली के अंतर्गत उचित मूल्य की दुकान हेतु अनुज्ञापन पदाधिकारी अनुज्ञाप्ति जारी करने, उसके नवीकरण करने से इंकार करने अथवा अनुज्ञप्ति के रद्दीकरण के आदेश से व्यथित कोई व्यक्ति नियंत्रण आदेश के अंतर्गत प्राधिकृत अपीलीय पदाधिकारी (उपायुक्त) के समक्ष उक्त आदेश की प्राप्ति के तारीख से 30 दिनों के अंदर अपील कर सकता है और अपीलीय पदाधिकारी उक्त अपील का निपटारा 60 दिन की अवधि के भीतर करेगा। इसके विरूद्ध प्रमण्डलीय आयुक्त के समक्ष अपील दायर किया जा सकता है।

5. Since the petitioner has not availed the aforesaid statutory remedy, I direct the petitioner to avail the same by filing an appeal before the Divisional Commissioner in terms of Order 30(i) of the Jharkhand Targeted Public Distribution System (Control) Order 2022 within a period of six weeks from today. If the appeal is filed, the Authority will consider the same on merits and pass a reasoned order as early as possible. If an application under Section 5 of the

Limitation Act is filed, the same will also be considered sympathetically considering the fact that this writ petition is pending before this Court since 6.6.2022.

6. This petition stands disposed of accordingly. Pending interlocutory applications, if any, stand disposed of.

10th September, 2026
Anu/-Cp2.

(ANANDA SEN, J.)

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