HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Writ Petition No. 7352/2024

Goga Ram S/o Bhoma Ram, Aged About 49 Years, r/o Village Post Harsore, Tehsil Degana, District Nagaur, Rajasthan

----Petitioner

Versus

1. State Of Rajasthan, Through The Secretary, Department Of Food And Civil Supply And Consumer Affairs, Government Of Rajasthan, Jaipur, Rajasthan.
2. The District Supply Officer, Nagaur, Rajasthan.

----Respondents

For Petitioner(s) : Mr. V.S. Bhawla

HON'BLE DR. JUSTICE NUPUR BHATI

Order

02/05/2024

1. Learned counsel for the petitioner has shown to this Court the order dated 27.05.2021 passed by a coordinate Bench of this Court in ***Kikaram Vs. State of Rajasthan & Ors. : S.B. Civil Writ Petition No.7466/2021*** and prays that the interim order be passed in favour of the present petitioner also. The order reads as under:-

> "1. Mr. Shailash Kumar Agarwal, learned counsel for the petitioner submits that in identical matter being S.B. Civil Writ Petition No.7134/2021; Shyam Sunder Sharma Vs. State of Raj. & Ors. this Court has granted the following interim order, while issuing notices:
>
> "Issue notice. Issue notice of stay petition as well.
>
> In the meanwhile, effect and operation of order dated 13.07.2020 (Annex.-2) passed by the District Supply Officer whereby the license of the petitioner for

running fair price shop has been suspended shall remain stayed."

2. Hence, issue notice. Issue notice of stay application also, returnable within six weeks.

3. In the meanwhile and till further orders, effect and operation of order dated 10.12.2020 (Annex.3) shall remain stayed. Attachment of petitioner's shop would be removed and the petitioner would be permitted to operate the shop in question.

4. Connect with S.B. Civil Writ Petitions No.4231/2020 & 4253/2020."

2. The aforequoted interim order shall operate in favour of the petitioner also.

3. In view of above, issue notice to the respondents, returnable on 30.05.2024.

4. Connect with SBCWP No.14548/2023.

5. In the meanwhile, effect and operation of order dated 11.03.2024 (Annexure-2) shall remain stayed. Attach of petitioner's shop shall be removed and the petitioner shall be permitted to operate the shop in question.

(DR. NUPUR BHATI),J

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