

GAHC010257332023



THE GAUhati HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Civil)/3400/2023

SHEIKH AHMED HUSSAIN @ AHMED HUSSAIN
S/O. LT. MOFOZAL HUSSAIN, VILL. DESANG GHAT, KATONIPAR, P.O.
RAJMAIL P.S. SIVASAGAR, DIST. SIVASAGAR, ASSAM, PIN-785640.

VERSUS

OIL AND NATURAL GAS CORPORATION LTD. AND 5 ORS.
REP. BY ITS EXECUTIVE DIRECTOR ASSET. MANAGER, NAZIRA, DIST.
SIVASAGAR, ASSAM, PIN-785685

2:THE EXECUTIVE DIRECTOR ASSET. MANAGER
ONGC

ASSAM ASSETS. MANAGER
NAZIRA
DIST. SIVASAGAR
ASSAM
PIN-785685.

3:THE EXECUTIVE DIRECTOR

BASIN MANAGER
A AND AA
BASIN
JORHAT
ASSAM
PIN-785704.

4:THE DEPUTY COMMISSIONER

DIST. SIVASAGAR
SIVASAGAR

ASSAM
PIN-785640.

5:THE ADDL. DEPUTY COMMISSIONER

DIST. SIVASAGAR
SIVASAGAR
ASSAM
PIN-785640.

6:M/S ADVENT OILFIELD SERVICES PRIVATE LTD.

REPRESENTED BY PARTHA PRATIM BORUAH
A CORPORATE OFFICE AT 1103
TOWER B
MILLENIUM PLAZA
SECTOR 27
GURGAON 122008
HARYANA
INDI

Advocate for the Petitioner : MR. C BORUAH

Advocate for the Respondent : GA, ASSAM

Linked Case : WP(C)/6193/2022

SHEIKH AHMED HUSSAIN @ AHMED HUSSAIN
S/O. LT. MOFOZAL HUSSAIN
VILL. DESANG GHAT
KATONIPAR
P.O. RAJMAIL P.S. SIVASAGAR
DIST. SIVASAGAR
ASSAM
PIN-785640.

VERSUS

OIL AND NATURAL GAS CORPORATION LTD. AND 4 ORS.
REP. BY ITS EXECUTIVE DIRECTOR ASSET. MANAGER
NAZIRA
DIST. SIVASAGAR

ASSAM
PIN-785685.

2:THE EXECUTIVE DIRECTOR ASSET. MANAGER
ONGC

ASSAM ASSETS. MANAGER
NAZIRA
DIST. SIVASAGAR
ASSAM
PIN-785685.
3:THE EXECUTIVE DIRECTOR

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PIN-785640.
5:THE ADDL. DEPUTY COMMISSIONER

DIST. SIVASAGAR
SIVASAGAR
ASSAM
PIN-785640.

Advocate for : MR. C BORUAH
Advocate for : GA
ASSAM appearing for OIL AND NATURAL GAS CORPORATION LTD. AND 4
ORS.

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 29-11-2023

Heard Mr. A. Baruah, learned counsel for the applicant-writ petitioner; Ms.

A. Baruah, learned counsel representing Mr. T. Das, learned Standing Counsel, ONGC for the opposite party nos. 1, 2 & 3; and Mr. H. Sharma, learned Additional Senior Government Advocate, Assam for the opposite party nos. 4 & 5.

2. The applicant as the writ petitioner has preferred the connected writ petition, W.P.[C] no. 6193/2022 seeking *inter alia* compensation from the respondents therein due to damages caused to the landed properties of the applicant-writ petitioner purportedly due to hazardous uses while carrying out survey for extraction of crude oil in the vicinity of the applicant-petitioner's landed properties. The instant interlocutory application has been preferred by the applicant-writ petitioner seeking impleadment of -

'M/s Advent Oilfield Services Private Ltd.

Represented by Partha Pratim Boruah,

a corporate office at 1103,

Tower B, Millenium Plaza, Sector 27,

Gurgaon 122008, Haryana, India'

as party-respondent no. 6 in the connected writ petition on the premise that the proposed party-respondent was the contractor who was entrusted with the contract to carry out the survey for extraction of crude oil, by the opposite parties i.e. the respondent ONGC authorities.

3. Ms. Baruah, learned counsel for the applicant-writ petitioner and Mr. Sharma, learned Additional Senior Government Advocate have no objection to the said prayer for impleadment.

4. Having regard to the projections made on behalf of the applicant-writ

petitioner in the aforesaid manner, this Court is of the considered view that M/s Advent Oilfield Services Private Ltd. appears to be a necessary party whose presence is necessary for adjudication of the issues involved in the connected writ petition, W.P.[C] no. 6193/2022. Accordingly, the instant interlocutory application is allowed.

5. The applicant-writ petitioner shall file an amended Cause Title in terms of the Notification no. 79 dated 19.06.2023 before the Registry within 3 [three] days from today.

6. The Registry shall carry out the necessary corrections in the cause-title of the connected writ petition, W.P.[C] no. 6193/2022 as well as in the CIS and thereafter, list the case for admission after a week.

JUDGE

Comparing Assistant