

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.21148 of 2013

1. Mrs. Vandana Wife Of Late Om Prakash Kumar Resident Of Brahm Anju Villa, Back Of Poonam Gas Godown Ambika Vihar, Ambedkar Path, P.S. - Rupaspur, District - Patna

2. Ms. Ameya Chaurasia Daughter Of Late Om Prakash Kumar Under The Guardianship And Her Natural Mother Namely Mrs. Vandana, W/O Late Om Prakash Kumar Resident Of Brahm Anju Villa, Back Of Poonam Gas Godown Ambika Vihar, Ambedkar Path, P.S. - Rupaspur, District - Patna

.... Petitioner/s

Versus

1. The Indian Oil Corporation Through Its Chairman, G/9 , Ali Yadav, Jung Marg, Barolia (East) Mumbai

2. The Chairman, Indian Oil Corporation, G-9, Ali Yadav Jung Marg, Bandra (East) Mumbai

3. The General Manager (HR) NRO, Northern Region, Indian Oil Bhawan Yusuf Sarai, New Delhi

4. The General Manager, (Delhi State Office), Indian Oil Corporation Ltd., World Trade Centre, Barakhambha Road, Babar Road, New Delhi

5. The Chief Divisional Retail Sales Manager, (Delhi State Office), Indian Oil Corporation Ltd. World Trade Centre, Barakhambha Road, Babar Road, New Delhi

6. Shashi Kumar S/O Late Bhuvneshwar Modi R/O Road No. - 4, Adarsh Colony, Nayachak, P.O. - Manoharpur (Kachuara), P.S. - Ramkrishna Nagar, Distt. - Patna

7. Bharat Kumar S/O Late Bhuvneshwar Modi R/O Road No. - 4, Adarsh Colony, Nayachak, P.O. - Manoharpur (Kachuara), P.S. - Ramkrishna Nagar, Distt. - Patna

8. Mahesh Kumar S/O Late Bhuvneshwar Modi R/O Road No. - 4, Adarsh Colony, Nayachak, P.O. - Manoharpur (Kachuara), P.S. - Ramkrishna Nagar, Distt. - Patna

9. Prabhask Kumar S/O Late Bhuneshwar Modi R/O Road No. - 4, Adarsh Colony, Nayachak, P.O. - Manoharpur (Kachuara), P.S. - Ramkrishna Nagar, Distt. - Patna

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. J.S.Arora

Mr Manoj Kumar

For I.O.C. : Mr. Anil Kumar Sinha

Mr Abhimanyu Deo

For Private respondents : Mr Shambhu Sharan Singh

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 30-01-2015

Petitioners are permitted to withdraw the writ application in the light of the order of the Division Bench. Whatever

steps are required to be taken by the petitioners should be taken in terms of the observation given in LPA No.1413 of 2014.

However, in the interest of justice, this Court observes that the petitioners will still not deal with the corpus of Rs.50 lakhs paid by IOC earlier because if the same vanishes while the right of the parties are still to be adjudicated, irreparable loss will be caused and it will create prejudice in adjudication of the rights before the civil court of competent jurisdiction.

The writ application is permitted to be withdrawn.

(Ajay Kumar Tripathi, J)

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