

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1455 of 2016

In

Civil Writ Jurisdiction Case No.7944 of 2012

Hiralal Prasad, son of Late Dhanraj Shah, At P.O. Mauna Bazar, P.S.-
Chapra, District- Saran.

... .. Petitioner- Appellant/s

Versus

1. Indian Oil Corporation Limited, having its registered office at G-9, Ali Yavar Jung Marg, Bandra (East), Mumbai, through its Managing Director.
2. The General Manager, Indian Oil Corporation Ltd., Bihar State Office, 5th Floor, Lok Nayak Jai Prakash Bhawan, Dak Bunglow Chowk, Patna- 800001.
3. Deputy General Manager (LPG), Indian Oil Corporation Ltd., Bihar State Office, 5th Floor, Lok Nayak Jai Prakash Bhawan, Dak Bunglow Chowk, Patna- 800001.
4. The Chief LPG Manager, Indian Oil Corporation Ltd., Bihar State Officer, 5th Floor, Lok Nayak Jai Prakash Bhawan, Dak Bunglow Chowk, Patna 800001.
5. The State Retail Sales Manager (Lubes), Indian Oil Corporation Ltd., Bihar State Office, 5th Floor, Lok Nayak Jai Prakash Bhawan, Dak Bunglow Chowk, Patna- 800001.
6. Area Manager, Indian Oil Corporation Ltd. (M.D.), Indance Area Office, Shashi Bhawn, 1st Floor, Exhibition Road, Patna- 800001.
7. Asharphi Prasad Yadav son of Late Ram Prasad, resident of Village Ramnager, P.O. Sandha, P.S. Chapra Muffasil, District- Chapra.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Sarbottam Kumar Sarkar

For the Respondent/s : Mr. Anil Kumar Jha, Senior Advocate
Mr. Sanat Kumar Mishra, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 11-09-2017

Delay of 22 days in filing of this appeal is condoned.

Interlocutory Application No.5901 of 2016 stands allowed
and disposed of.



In the matter of allocation of petroleum outlet and dealership to the petitioner finding that to be suppression of fact with regard to income of the petitioner’s wife and after discussion in detail, the manner in which the income was derived by the petitioner, in paras 4 and 5, the learned Writ Court has dismissed the writ petition and we see no error in the order warranting reconsideration. The allocation was to be made to the persons belonging to weaker section and whose annual income was less than Rs.2,00,000/-. The petitioner has suppressed the annual income of his wife which was more than Rs.2,00,000/-.

The appeal is, accordingly, dismissed.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

Sunil/-

AFR/NAFR	NAFR
CAV DATE	NA
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