

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.11.2017

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THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

Writ Petition No.29199 of 2017
and
WMP.Nos.31458 & 31459 of 2017

M/s.Mannai Indane Gas Agency
No.3/453, 454 Thiruvarur Road
Kottur, Mannargudi Taluk
Thiruvarur District
Rep. by its Proprietrix

.. Petitioner

Vs.

- 1.The Union of India
Ministry of Petroleum and Natural Gas
Rep. by its Secretary to Government, A-Wing,
Shastri Bhawan,
Dr.Rajendra Prasad Road, New Delhi-110 001.
 - 2.Indian Oil Corporation Limited
Indian Oil Corporation Ltd., Indian Oil Bhavan
No.139, Mahatma Gandhi Salai
Nungambakkam, Chennai-600 034.
 - 3.Bharat Petroleum Corporation Ltd.,
Bharat Petroleum Corporation Ltd.,
No.1, 15th Main Road
Ranganathan Garden, Anna Nagar,
Chennai-600 040.
 - 4.Hindustan Petroleum Corporation Ltd.,
Hindustan Petroleum Corporation Ltd.,
Thalamuthu Natarajan Maligai
No.1, Gandhi Irwin Road, Egmore
Chennai - 600 008.
- .. Respondents

Writ petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorari, calling for the records relating to the Advertisement dated 20.08.2017 issued in English Daily, The Hindu by the respondent Corporations for appointment of LPG Distributors under various categories at various locations and quash the same insofar as Pinnavasal, Palaiyur, Thirumakkotai and Sanganthi areas are concerned.

For Petitioner: Mr.AL.Ganthimathi
For Respondents: Mr.T.V.Krishnamachari
Senior Panel Counsel for R1
Mr.M.Vijayan for R3

O R D E R

The petitioner is aggrieved against the Advertisement dated 20.08.2017 issued in newspapers, calling for applications for appointment of LPG Distributors to so many places, out of which the petitioner is concerned with the areas viz., Pinnavasal, Palaiyur, Thirumakkotai and Sanganthi.

2. Heard the learned counsel for the petitioner and perused the materials placed before this Court.

3. The petitioner is admittedly a distributor under the respondent Indian Oil Corporation at Kottur area. According to the petitioner, the above said four areas are covered within the distribution area of the petitioner and therefore, the respondent Corporation shall not be permitted to invite applications for appointing of new distributors to the above said area, which in effect would affect the business of the petitioner. Admittedly, the distance between the petitioner area and other four areas are more than 10 kms, ranging from 12kms to 22 kms. Therefore, I do not think that the petitioner has any vested right to claim that they alone could do the business in the Kottur area, also by covering other four areas for which the impugned advertisement is given. This Court is of the firm view that the relief sought for in this writ petition is totally misconceived except with an intention to prevent another business competitor from locating the LPG distributorship. Therefore, I find no bona fide on the part of the petitioner in approaching this Court. Accordingly, this writ petition fails and the same is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Deputy Registrar

//True Copy// सत्यमेव जयते

Sub Assistant Registrar

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To

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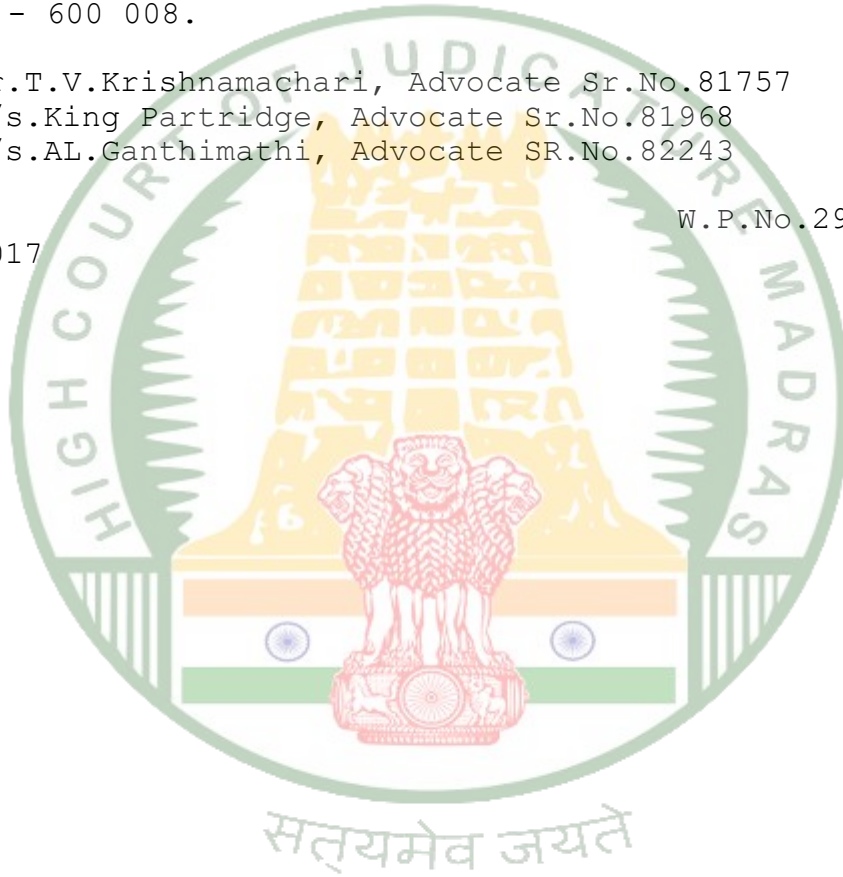
+1cc to Mr.T.V.Krishnamachari, Advocate Sr.No.81757

+1cc to M/s.King Partridge, Advocate Sr.No.81968

+1cc to M/s.AL.Ganthimathi, Advocate SR.No.82243

W.P.No.29199 of 2017

sm:6.12.2017



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