

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.22758 of 2014
Date of decision : 02.03.2017

Nidhi Kanodia Dorela

...Petitioner

Versus

Managing Director, Bharat Petroleum Corporation Ltd.

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

Present: Mr. Sandeep Kotla, Advocate for the petitioner.

Mr. Raman Sharma, Advocate for the respondent(s).

AMIT RAWAL, J. (Oral)

Prayer in the present writ petition is for issuance of writ, order or direction for quashing of order dated 19.09.2014 passed by respondent No.3.

Learned counsel for the petitioner submits that the petitioner had applied for the dealership of gas agency on 20.12.2013 and as per the brochure (Annexure P-2), the applicant must have plot of minimum dimensions of 25 x 30 M within 15 Kms of the Municipal/Town/Village.

Since, the draw of lot, already held, was cancelled owing to the fact that petitioner was to be considered. However, aforementioned cancellation was challenged by the selected candidates and this Court had set aside the order of cancellation of draw of lots.

Mr. Raman Sharma, Advocate submits that aforementioned

order has not been challenged.

Mr. Sandeep Kotla, Advocate in rebuttal submits that he was not made party. Be that as it may, but the fact remains that if a order passed by this Court in the absence of either party is seriously affecting him, can challenge the order in view of the ratio decidendi culled out in *Shivdeo Singh and others Vs. State of Punjab and others, AIR 1963 SC 1909*.

Petitioner is at liberty to challenge the aforementioned order but not in the manner and mode as indicated above.

Resultantly, writ petition is rendered dismissed in the aforementioned observations.

This order will not prevent the petitioner to avail the remedy in challenging the order of this Court, whereby cancellation of draw of plots had been set aside.

02.03.2017

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**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No