

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

CWP No.22811 of 2017

Date of Decision: 6th October, 2017

M/s Ashok Indane Gas Service and another

. . . . Petitioners

Vs.

Union of India and others

. . . . Respondents

CORAM: - HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr.Bhupinder Ghanghas, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is filed by two operational gas agencies for seeking a writ in the nature of certiorari for quashing advertisement dated 13.8.2017.

Learned counsel for the petitioners has argued that the Indian Oil Corporation [hereinafter referred to as 'the Corporation'] could not have advertised for new gas agencies within the radius of 15 KM in which the petitioners are already having their customers. It is submitted that if they are allowed then it would affect their business. It is also submitted that the location should have been identified after ascertaining the economic viability of the existing LPG distributor. It is further submitted that the petitioners had also served a legal notice to the respondents.

I have heard learned counsel for the petitioners and after examining the record, am of the considered opinion that there is no merit in the petition because it is for the Corporation to decide about the sustainability and viability of the location and nothing has been mentioned before this Court as to on what ground the Court can stop the Corporation

from publishing advertisement until and unless complete data is given to the Court as to how the business of the petitioners is going to be affected.

With these observations and in the absence of any data, there is no mechanism with this Court to decide the issue involved in the present petition. Hence, the present petition is hereby dismissed.

6th OCTOBER, 2017
Vivek

(RAKESH KUMAR JAIN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>