

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.17350 of 2018

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Sangeeta Kumari W/O Sri Ramesh Kumar Resident of Village- Ramauli, P.S.
Kalyanpur Chowk, District- Samastipur.

.... Petitioner/s

Versus

1. The Union of India through the Principal Secretary, Petroleum Department, Govt. of India, New Delhi.
2. The Indian Oil Corporation through its Chairman, Head Office, New Delhi.
3. The Director, Indian Oil Corporation Ltd. (Marketing Division) G-9, Indian Oil Bhawan, Bandra, East Mumbai.
4. The Executive Director, Indian Oil Corporation (Marketing Division), Eastern Region, Kolkata.
5. The General Manager, Indian Oil Corporation (Marketing Division), Lok Nayak Bhawan, Dak Bunglow Road, Patna.
6. The Chief Area Manager, Indian Oil Corporation Ltd., Marketing Division, Indane Area Office, Begusarai.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh
For the IOCL : Mr. Anil Kumar Sinha, Adv.
Mr. Ankit Katriar, Adv.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL JUDGMENT

Date: 30-08-2018

Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the Indian Oil Corporation Ltd.

Petitioner challenges the order dated 14.08.2018 as



contained in Annexure-5 issued by the Chief Area Manager, Indane Area Office, Begusarai by which her application for award of LPG Distributorship at Ladaura, District Samastipur under OPEN (W) category for the Gramin Vitrak type of LPG Distributorship has been rejected and the amount of Rs. 40,000/- deposited with the Corporation would stand forfeited in view of Clause 11(h) & 11(i) of the advertisement.

Learned counsel for the petitioner submits that if there was any deviation as per the terms and conditions of the advertisement that could have been rectified as the LPG dealership was awarded to the petitioner.

Learned counsel for the Indian Oil Corporation submits that lease deed was in the name of the petitioner's husband, namely, Sri Ramesh Kumar and since it was not in conformity with the terms and conditions of land to be given for LPG Distributorship, the candidature of the petitioner has rightly been rejected.

Considering the rival submissions of the parties and on perusal of the registered lease deed which is contained in Annexure-2, the lease deed is in the name of the husband of the petitioner, Sri Ramesh Kumar which is not in accordance with the terms and conditions of the notice inviting tender for LPG



Distributorship and as per the Unified Guidelines for LPG
Distributorship. This writ application has no merit. It is
dismissed.

(Nilu Agrawal, J)

Devendra/Priyanka

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	01.09.2018
Transmission Date	NA

