Item No.6

IN THE HIGH COURT OF MANIPUR
AT IMPHAL

MC(WP(C) No. 153 of 2020

The M/S DSLS Co.

....Applicant

-Versus-

The Indian Oil Corporation & 2 Ors. ....Respondents

BEFORE

HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR

Order

04.09.2020

Mr. N. Ibotombi, learned senior counsel appearing on behalf of applicant.

The applicant, who is the Retail Outlet & SKO Agency of the Indian Oil Corporation Limited, is seeking for 6 (six) months' extension of time for submitting the reconstitution proposal as directed by this Court by Order dated 27.12.2019 in WP(C) No. 1072 of 2019.

Mr. N. Ibotombi, learned senior counsel for the applicant submits that due to the Covid-19, the applicant is unable to collect all the necessary papers which are to be collected from Guwahati, Tinsuika, Dibrugarh, Delhi and Bhopal. He submits that despite the attempt made by the applicant, they could not complete collection of all the necessary documents in view of the Covid-19 pandemic and therefore, the delay is not intentional but due to circumstances which are beyond the control of the applicant. He, therefore, submits that despite last chance being given by this Court in WP(C) No. 1072 of 2019, considering the peculiar facts and circumstances, further last chance of 6 (six) months' may be extended to the applicant for submitting the reconstitution proposal.

Mr. L. Shashibhushan, learned counsel appearing on behalf of respondents, submits that 6 (six) months' time is too long and therefore, this Court may grant a reasonable time.

After hearing learned counsel for the parties and also taking into consideration the Covid-19 pandemic, this Court is of the considered opinion that reasonable cause has been shown by the applicant despite last chance being given to them by the Order dated 27.12.2019 in WP(C) 1072 of 2019. Accordingly, 5 (five) months' time with effect from today is allowed to the applicant to submit the reconstitution proposal.

It is made clear that there shall be no further extension of time to the applicant.

Misc. case is allowed.

Furnish a copy of this order to the learned counsel for all the parties through their respective e-mails.

JUDGE

joshua

Yumkham Rother

Digitally signed by Yumkham Rother
Date: 2020.09.05 11:27:45 +05'30'