

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

103

C.W.P.No.6775 of 2020

Date of Decision:- 16.03.2020

Sukhbir Singh

....Petitioner

vs.

District Magistrate, Amritsar and others

....Respondents

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Anil Chawla, Advocate,
for the petitioner.

Mr. Ashish Kapoor, Advocate,
for respondents No. 5 and 6.

Sudhir Mittal, J. (Oral)

Vide order dated 14.02.2020 (Annexure P-15), No Objection Certificate issued by the District Magistrate for a Petroleum Retail Outlet has been declared null and void on the ground that the NOC of the Municipal Corporation annexed with the application was never issued.

Learned counsel for the petitioner submits that according to Rule 150 of the Petroleum Rules, 2002, a No Objection Certificate can only be cancelled after grant of opportunity of hearing to the licensee. Thus, the impugned order is illegal.

A 'No Objection Certificate' is issued to an oil company. The oil company is the licensee under the Petroleum Rules, 2002. Thus, the grievance raised by the petitioner can only be raised by the concerned oil company. The petitioner has no right to seek an opportunity of hearing,

merely because the retail outlet has been allotted to him.

Thus, the petitioner does not possess the *locus standi* to challenge order dated 14.02.2020.

The writ petition is accordingly dismissed.

March 16, 2020
poonam

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned

Yes

Whether Reportable

No