

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

106

CWP-8265-2020

Date of decision: 18.06.2020

M/s Roop Indian Oil

....Petitioner

versus

Indian Oil Corporation Limited and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Raj Kumar Arya, Advocate
for the petitioner.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Petitioner-M/s Roop Indian Oil, has filed the present writ petition *inter alia* with a prayer for directing the official respondents to restart/reconstitute the supply of oil/diesel/petrol to the petitioner.

Learned counsel for the petitioner, based on the pleadings in the petition, submits that in the year 2011, originally the outlet dealership was allotted to Mr. Roop Lal Sharia, in a reserved quota (Defence quota). It is then submitted that unfortunately, he died in the year 2011. Thereafter, wife of the deceased submitted a representation for reconstitution of retail outlet dealership and the same was then transferred/re-constituted on 15.03.2012 in favour of Saroj Lata @ Shashi Sharia. It is stated that on 21.10.2019, Ms. Saroj Lata also died. It is pleaded case of the petitioner that she had given

Will in favour of Sunita Devi W/o Inder Mohan. Based on this, the petitioner has been requesting the authorities to reconstitute the dealership in the fresh name.

Learned counsel for the petitioner submits that in this regard, a representation followed by legal notice dated 12.05.2020 (Annexure P-4), was also submitted .

Notice of motion.

On asking of the Court, Mr. Ashish Kapoor, Advocate, accepts notice on behalf of respondents No.1 to 4.

Learned counsel for the respondents has ably/fairly apprise the Court that in fact, on 28.05.2020, the petitioner had submitted a representation. The said representation was considered and replied back on 03.06.2020, whereby, it was conveyed that the respondent-Corporation is not averse to consider her request, but, she has to apply as per reconstituted guidelines and fulfill all the formalities.

In view of the above peculiar facts and circumstances, this Court deems it appropriate to dispose of the present writ petition with a direction to the respondents to sympathetically consider the request of the petitioner.

Counsel for the petitioner submits that the petitioner because of this present COVID situation, would try at its level best to comply with and apply as per re-constituted guidelines. He further submits that in case, there is some short-coming, the Indian Oil Corporation may sympathetically consider the request of the petitioner as in fact, the said outlet was allotted in a reserved quota (Defence quota).

The respondents are directed to examine the request and this Court has been assured that request of the petitioner, as and when received, shall be considered in accordance with law as expeditiously as possible, preferably within a period of one month from the date of receipt of the application. Considering the present situation due to COVID-19, learned State counsel and Registry is directed to send the order through e-mail to the concerned authorities for necessary compliance.

Writ petition disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

18.06.2020
anju rani

Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No