

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

(202)

CWP-17885-2020 (O&M)

Date of Decision: December 11, 2020

M/s Jain S Petro Mart

.. Petitioner

Versus

Union of India and others

.. Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sumeet Mahajan, Sr. Advocate, with
Mr. Saksham Mahajan, Advocate, for the petitioner.

Mr. Sudhir Nar, Advocate, for respondents No. 1 and 4.

Mr. Ashish Kapoor, Advocate, for respondent No.2.

Ms. Ambika Bedi, AAG, Punjab, for respondents No. 3, 5 & 7.

Mr. Abhilaksh Gaiind, Advocate, for respondent No.6.

Mr. H.S. Deol, Sr. Advocate, with
Mr. Vishal Rattan Lamba, Advocate, for respondent No.8.

HARSIMRAN SINGH SETHI, J.(ORAL)

CM-13358-CWP-2020

Present application has been filed to place on record the replication to the written statement filed on behalf of respondents No. 2 and 9.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the same is allowed and replication to the written statement filed on behalf of respondents No. 2 and 9 is permitted to be taken on record.

CM-13416-CWP-2020

Present application has been filed to place on record the written statement filed on behalf of respondent No.8.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the same is allowed and the written statement filed on behalf of respondent No. 8 is permitted to be taken on record.

CM-13423-CWP-2020

Present application has been filed to place on record the written statement filed on behalf of respondent No.6.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the same is allowed and the written statement filed on behalf of respondent No. 6 is permitted to be taken on record.

CM-13437-CWP-2020

As prayed for, the application is allowed.

CM-13438-CWP-2020

Present application has been filed to place on record the written statement filed on behalf of respondent No.4.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the same is allowed and the written statement filed on behalf of respondent No. 4 is permitted to be taken on record.

CWP-17885-2020 (O&M)

Learned senior counsel appearing on behalf of the petitioner submits that in the present petition, the petitioner had prayed for two reliefs, one, setting aside the No Objection Certificate in favour of respondent No.8

for setting up of the Petrol Pump and secondly consequential cancellation of licence granted by respondent No.4, based upon the said No Objection Certificate.

Learned senior counsel for the petitioner further submits that during the pendency of the petition, District Magistrate, Ludhiana vide his order dated 25.11.2020 has revoked No Objection Certificate issued in favour of respondent No.8 for setting up of the Petrol Pump and therefore, keeping in view the Rule 152 (2) of the Petroleum Rules, 2002, the licence granted becomes invalid automatically and therefore, both the reliefs sought in the present writ petition, stands granted to the petitioner and the present petition has been rendered infructuous.

Learned counsel appearing on behalf of respondent No.2 i.e. Indian Oil Corporation submits that they intend to challenge the order dated 25.11.2020 passed by the District Magistrate, Ludhiana.

This Court has not restrained any of the respondent for availing appropriate remedy available to them in case they feel aggrieved by any of the order, which has been passed by the authority.

In view of the above, the present writ petition is disposed of as having been rendered infructuous.

As the main case has been rendered infructuous, applications i.e. CM-12033-CWP-2020 and CM-13415-CWP-2020 stand infructuous.

(HARSIMRAN SINGH SETHI)
JUDGE

December 11, 2020
harsha

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No