

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

Civil Writ Petition No. 22324 of 2019 (O&M)

Date of decision : January 08, 2020

Manjeet

....Petitioner

Versus

Bharat Petroleum Corporation Ltd. and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. R.K. Girdhwal, Advocate
for the petitioner.

Mr. Raman Sharma, Advocate
for the respondents.

LISA GILL, J.

The petitioner in this writ petition challenges order/e-mail dated 20.06.2019 (Annexure P5) and 24.05.2019 (Annexure P4), whereby the respondent authorities have decided to consider the petitioner's case for allotment of retail outlet dealership in Group 3 instead of Group I.

Learned counsel for the petitioners submits that the only reason for denying the claim of the petitioner was that a minimum distance of 300 metres from the National Highway was not available and the petitioner had not submitted any affidavit or affirmation that he would construct the service road as per NHAI requirement on his own. Affidavit dated 03.12.2019 to this effect has been filed by the petitioner before this Court. It is submitted by learned counsel for the petitioner that there is no other person available in Group-1 category, as detailed in the guidelines on selection of dealers for regular and rural retail outlets. Therefore, in view of the affidavit now submitted by the petitioner, his case may be considered by the respondents.

Notice of motion.

Mr. Raman Sharma, Advocate accepts notice on behalf of the respondents. Advance copy of the writ petition stands supplied.

Learned counsel for the respondents does not deny the reason for denial of the claim of the petitioner as above and also fairly accepts that there is no other eligible person in Group-1.

In this view of the matter, this writ petition is disposed of with a direction to the respondents to consider the case of the petitioner in the light of affidavit dated 03.12.2019 filed in this writ petition. The petitioner shall also submit a fresh affidavit before the authorities to this effect within one week.

Accordingly, present petition is disposed of.

January 08, 2020
rts

(Lisa Gill)
Judge

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