

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5052 of 2020

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Ramchandra Ram S/O Shyam Lal Ram, R/O Village- Nimi, P.s. Sonhan,
Bhabua District- Kaimur.

... .. Petitioner/s

Versus

1. Bharat Petroleum Corporation Limited represented through Managing Director and Chairman having its registered office at Bharat Bhavan, 4 and 6 Currimbhay Road, Ballard Estate, Mumbai- 400001.
2. The Head (Retail) East, Bharat Petroleum Corporation Ltd., Bharat Bhawan, Plot No. 31, Prince Gulam Md. Shah Road, Golf Green, Kolkata, West Bengal.
3. The Chief Manager Business and Network Planning (Retail) Bihar, Bharat Petroleum Corporation Ltd., Third Floor, Ashiana Chambers, Exhibition Road, Patna, Bihar- 800001.
4. The State Head, Retail Bihar, Bharat Petroleum Corporation Ltd, Third Floor, Ashiana Chambers, Exhibition Road, Patna, Bihar - 800001.
5. The Territory Manager (Retail), Bharat Petroleum Corporation Limited, having its office at Locality - Anishabad, Post- Pakri, P.S. Anishabad, District- Patna.
6. The Assistant Manager Sales (Retail), Bharat petroleum Corporation Limited, having its office at Locality- Anishabad, Post- Pakri, P.S. Anishabad, District- Patna.
7. The Area Sales Office (Retail), Patna, Bharat Petroleum Corporation Limited, having its office at Locality - Anishabad, Post- Pakri, P.S. Anishabad, District- Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Neeraj Kumar Gupta, Advocate
For the Respondent/s	:	Mr. Siddhartha Prasad, Advocate
		Mr. Om Prakash Kumar, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 10-10-2022 Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):



authorities to urgently issue LOI to the petitioner for opening retail outlet dealership of petrol pump at "within 2kms of Bare on SH-14", District – Kaimur, under SC CC Corpus Regular category. The petitioner a person under the deprived and marginalized Schedule Caste Category after fulfillment of all the formalities and as per the requirement took land located in Panchayat – Dihra, Mauza – Bare, P.S. No. 539, Khata No. 1 and Plot No. 1687 on registered lease for opening up of petrol pump and accordingly applied under Group-1 and later on selected and till date has invested huge amount of money and also paying rent but the respondents have up till now not issued LOI and thus deprived him of the rightful chance of opening up the outlet and earning his livelihood.

(ii). For commanding and instructing the respondents to correctly interpret the provisions of the letter No. 571, dated 29.05.15 wherein and whereunder it has categorically stated that as per the notifications issued by the Public Works Department (from hereinafter referred to as PWD), vide number 4162(S), dated 14.05.15 and number 4163(S), dated 14.05.15 the Bhabua - Chand-Dharauli Road where the petrol pump was supposed to be opened has been declared as National Highway subsequent to the issuance of these two notifications and the land of the petitioner fulfills all the requirements and is located on the same advertised stretch and track.

(iii). Further for directing the respondents to award, appoint and veto the selection of the petitioner as a dealer for the aforesaid location as the defiance of the same amounts to violation of the rules and procedures and also principles of natural justice.

(iv). For directing the Corporation to compensate the petitioner for the enormous investment which he has undertaken together with the rent which he has paid without even opening the petrol pump.

(v). For any other relief / reliefs which the Hon'ble Court may grant in the interest of the petitioner that may be deemed appropriate and necessary in this case.



After some arguments, learned counsel for the petitioner seeks permission to withdraw the present petition.

Permission granted.

As such, the present petition stands dismissed as withdrawn.

(Sanjay Karol, CJ)

(Satyavrat Verma, J)

Anjani/Ashwini

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