

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6517 of 2022

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Deepak Kumar Bhagat Son of Shivji Bhagat Resident of Village- Chhotaki Babhanauli, Police Station- Mairawa, District- Siwan.

... .. Petitioner/s

Versus

1. The Indian Oil Corporation Ltd. through its General Manager, Lok Nayak Jai Prakash Bhawan, 5th Floor, Dak Bunglow, Patna.
2. The Senior Divisional Retail Sales Manager, the Indian Oil Corporation Ltd. (Market Division) 3A Maurya Lok Complex, Dak Bunglow Road, Patna- 1.
3. The Manager, Indian Oil Corporation Ltd. Muzaffarpur Divisional Office, Krishna Complex, Akhara Ghat Road, Muzaffarpur.
4. Mukesh Yadav @ Mukesh Kumar Yadav Son of Late Krishna Yadav Resident of Village- Chitmath, Police Station- Nautan, District- Siwan.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Jitendra Prasad Singh, Adv
For the Respondent/s : Mr.Sanat Kumar Mishra, Adv

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 21-06-2022

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

Respondent No.4 who has been selected for Retail Outlet Dealership at location sl.no.1124 (Rural) within 2 K.M. from milestone no.2 towards Mairwa Dharauli Main Road, District- Siwan as the selection has been made ignoring the guidelines issued by the Indian Oil Corporation Ltd. (IOCL) in this regard and or to grant any other relief or reliefs for which petitioner is legally entitled in the facts and circumstances of the case.

After the matter was heard for some time, finding the Bench not to be agreeable with the submissions made by learned counsel for the petitioner, learned counsel for the petitioner, under instructions, states that petitioner shall be content if a direction is issued to the respondent no. 3 Manager, Indian Oil Corporation Ltd., to consider and decide the representation which the petitioner shall be filing within a period of four weeks from today for redressal of the grievance(s).

Learned counsel for the respondents states that if such a representation is filed by the petitioner, the authority concerned shall consider and dispose it of expeditiously and preferably within a period of four months from the date of its filing along with a copy of this order.

Statement accepted and taken on record.

As such, petition stands disposed of on the following terms:-

(a) Petitioner shall approach the authority concerned within a period of four weeks from today by filing a representation for redressal of the grievance(s);

(b) The authority concerned shall consider and dispose it of expeditiously by a reasoned and speaking order preferably

within a period of four months from the date of its filing along with a copy of this order;

(c) The order assigning reasons shall be communicated to the petitioner;

(d) Needless to add, while considering such representation, principles of natural justice shall be followed and due opportunity of hearing afforded to the parties;

(e) Also, opportunity to place on record all relevant materials/documents shall be granted to the parties;

(f) Equally, liberty is reserved to the petitioner to take recourse to such alternative remedies as are otherwise available in accordance with law;

(g) We are hopeful that as and when petitioner takes recourse to such remedies, as are otherwise available in law, before the appropriate forum, the same shall be dealt with, in accordance with law and with reasonable dispatch;

(h) Liberty reserved to the petitioner to approach the appropriate forum/Court, should the need so arise subsequently on the same and subsequent cause of action;

(i) We have not expressed any opinion on merits. All issues are left open;

The petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

ranjan/-

AFR/NAFR	
CAV DATE	NA
Uploading Date	
Transmission Date	NA