

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18118 of 2019

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Pankaj Kumar Singh Son of Sri Harkesh Singh Resident of Ward No. 06,
Village- Chand Parna, P.S.- Sidhwaliya, District- Gopalganj.

... .. Petitioner/s

Versus

1. M/s Indian Oil Corporation Limited Through its Chairman and Managing Director, having its Registered Office at Indian Oil Bhavan, G-9, Ali Yavar Jung Marg, Bandra (East) Mumbai- 400051.
2. The Executive Director Indian Oil Corporation Limited, Bihar State Office, 5th Floor Lok Nayak Jai Prakash Bhawan, Dakbungalow Chowk, Patna- 800001.
3. The General Manager (Retail) Indian Oil Corporation Limited, Bihar State Office, 5th Floor Lok Nayak Jai Prakash Bhawan, Dakbungalow Chowk, Patna- 800001.
4. The Head of the Division Office Indian Oil Corporation Ltd (M.D.), Muzaffarpur Divisional Office, Krishna Complex, Akharaghat Road, Muzaffarpur- 824001.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Neeraj Kumar Gupta, Advocate
For the Respondent/s : Mr. Sanat Kumar Mishra, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 08-12-2022

Heard learned counsel for the parties.

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

(i) For issuance of writ/s preferably in the nature of certiorari for setting aside the order as contained in letter bearing reference no. 15455665826824 dated 25.03.2019 (**Annexure-5**) issued by Respondent no. 4 whereby and where under he has informed through e-mail dated 25.03.2019 that the land documents submitted by the petitioner pursuant



to his selection has not been found valid for considering the offered land under group – 1 and subsequent thereof the candidature has been found ineligible and has also further informed that the candidature of the petitioner may be considered for selection along with Group – 3 applicants as per Guidelines.

- (ii) For issuance of writ/s in the nature of mandamus commanding the respondents to act fairly, reasonably and uniformly and to be objective in its approach by considering the land offered by the petitioner under Group – 1 as it is in line with the advertisement and the petitioner possess all the valid documents as on date of application as per the Guidelines.
- (iii) For any other relief or reliefs for which the petitioner is found to be entitled in the facts and circumstances of this case.

For the reason that the impugned order dated 25th of March, 2019, passed by Respondent No. 4, namely, the Head of the Division Office, Indian Oil Corporation Ltd. (M.D.), Muzaffarpur Divisional Office, Krishna Complex, Akharaghat Road, Muzaffarpur- 824001 (Annexure-5) does not assign any reason changing the petitioner's group from Group-1 to Group-3, we quash and set aside the impugned order dated 25th of March, 2019, passed by Respondent No. 4, namely, the Head of the Division Office, Indian Oil Corporation Ltd. (M.D.), Muzaffarpur Divisional Office, Krishna Complex, Akharaghat Road, Muzaffarpur- 824001 (Annexure-5) with a direction to Respondent No. 4 to pass a fresh order, in accordance with law, within a period of two months from the date of



appearance of the petitioner along with a copy of this order, after associating the petitioner and affording opportunity of hearing.

Petitioner shall make himself available in the office of Respondent No. 4, namely, the Head of the Division Office, Indian Oil Corporation Ltd. (M.D.), Muzaffarpur Divisional Office, Krishna Complex, Akharaghat Road, Muzaffarpur- 824001, on 26th of December, 2022 at 10:30 A.M. and place on record additional material, should the need so arise. Also, petitioner shall fully cooperate in the proceedings.

Liberty reserved to the petitioner to approach the Court, should the need so arise subsequently.

The instant petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, shall stand disposed of.

(Sanjay Karol, CJ)

(Partha Sarthy, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	09.12.2022
Transmission Date	

