

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6189 of 2024

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Dhirendra Kumar Shahi S/o Late Upendra Prasad Shahi R/o Village and P.O.-
Sondha Jahagirpur, P.S.- Motipur, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar represented through Engineer-in- Chief, Road Construction Department, Bihar, Vishveshwarya Bhawan, Jawaharlal Nehru Marg, Patna.
2. The Chief Engineer, North, Road Construction Department, Bihar, Vishveshwarya Bhawan, Jawaharlal Nehru Marg, Patna.
3. The Superintending Engineer, Road Construction Department, Tilak Nagar, Maripur, Muzaffarpur.
4. The Executive Engineer, Road Division No.-1 Road Construction Department, Tilak Nagar Maripur, Muzaffarpur.
5. The District Magistrate, Muzaffarpur.
6. The Senior Deputy Collector District General Administration, Muzaffarpur.
7. The Principal Secretary cum Additional Chief Secretary, Vigilance Department, Bihar Patna.
8. The Member Secretary, Bihar State Pollution Control Board, Parivesh Bhavan, NSB-2, Patliputra Industrial Area, Patliputra Patna.
9. The General Manager, Indian Oil Corporation Limited, Lok Nayak Bhawan



Dak Bungalow Chauk, Patna.

10. Regional Sales Manager, Indian Oil Corporation Limited, Muzaffarpur
Divisional Office Krishna Market, Akharaghat Road, Balughat, Muzaffarpur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Manoj Kumar Manoj, Advocate
For the Respondent/s	:	Mr. P.K. Shahi, Advocate General
		Mr. Amish Kumar, Advocate
For the IOC	:	Mr. Ankit Katriar, Advocate
For the BSPCB	:	Mr. Kumar Ravish, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE HARISH KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 23-04-2024

The writ petition filed as a PIL seeks to ensure the safety and security norms in facilitating new retail outlets of petroleum products to be in consonance with Indian Road Congress-2009 based on which Ministry of Road Transport and Highway (MORTH) have issued Annexure-P1 and P1/1 guidelines.

2. The petitioner in the writ petition itself was concerned with the establishment of only one petrol pump at Kanti Motipur Road in village Mahima Gopinathpur Thana No. 236 located in Khata No. 359, Plot No. 177 of Motipur Block, District-Muzaffarpur.

3. Later, the petitioner has sought to implead the allottee of the petrol pump. Obviously, this is not a Public Interest



Litigation and it is against the allotment of a petrol pump to one person.

4. In such circumstance, we cannot entertain the matter as a Public Interest Litigation and dismiss the same specifically finding that there is no reason to invoke the extraordinary remedy that too by an application filed as a PIL.

(K. Vinod Chandran, CJ)

(Harish Kumar, J)

ranjan/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	26.04.2024
Transmission Date	NA

