IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14598 of 2026

CNR No. BRHC010945952026

==========

M/s Satvahini Filling Station @ Satwahini Filling Station Indian Oil Retail Outlet at Village Parsawan, P.O. Amba, District Aurangabad, Bihar (SAP Code 167079), through its Proprietor Smt. Sunita Sonthalia @ Sunita Devi, aged about 50 years, D/o Om Prakash Banka, Resident of Maharajganj Road, New Area, P.O. Aurangabad, P.S. Aurangabad, District Aurangabad, Bihar.

... ... Petitioner/s

Versus

1. Indian Oil Corporation Limited having its Office at Registered Office at G-9, Ali Yavar Jung Marg, Bandra (East), Mumbai 400051, Maharashtra and its Bihar State Office at Patna Indian Oil Bhavan, Plot No. A-6, Patliputra Industrial Area, Patna 800013, Bihar through its Executive Director and State Head, Bihar State Office.
2. The Appellate Authority, Indian Oil Corporation Limited, Bihar State Office / Marketing Division, Patna.
3. The Executive Director and State Head, Bihar State Office, Indian Oil Corporation Limited (Marketing Division), Indian Oil Bhavan, Plot No. A-6, Patliputra Industrial Area, Patna 800013, Bihar.
4. The Divisional Retail Sales Head, Patna Divisional Office, Indian Oil Corporation Limited (Marketing Division), Block-A. Mauryalok Complex, 3rd Floor, Dak Bunglow Road, Patna 800001, Bihar.
5. The Deputy General Manager, Retail Sales, Patna Divisional Office, Indian Oil Corporation Limited, Maurya Lok, Patna, Bihar.
6. Gilbarco Veeder Root India Private Limited, through its Managing Director, having its Corporate Office at Art Guild House, B Wing, 1st Floor, Phoenix Marketcity, L.B.S. Road, Kurla West, P.S. Kurla, Mumbai, Maharashtra.

... ... Respondent/s

==========

Appearance :
For the Petitioner/s : Mr. Brisketu Sharan Pandey, Adv.
For the Respondent/s : Mr. Sanat Kumar Mishra, Adv.

==========

CORAM: HONOURABLE MR. JUSTICE GIRIJISH KUMAR

ORAL ORDER

2 30-10-2026 Heard learned counsel appearing on behalf of the petitioner and learned counsel appearing on behalf of the respondent- State.

2. With the consent of the parties, this writ application

WEB COPY

is being decided at this stage itself.

3. In the present writ application, the petitioner has prayed for grant of following relief/s:

> *"(i) For issuing a writ of certiorari and thereby quashing the termination order dated 06.05.2026 issued by the Executive Director and State Head, Bihar State Office, Indian Oil Corporation Limited (Respondent No. 3), whereby and whereunder the dealership agreement dated 11.04.2002 of the petitioner's retail outlet, namely M/s Satvahani Filling Station, has been terminated with immediate effect, the security deposit forfeited, and the petitioner directed to hand over the equipment/properties of the Corporation within ten days;*
>
> *(ii) For issuing a writ of mandamus commanding the respondents to restore the dealership agreement dated 11.04.2002 of the petitioner's retail outlet and to restore and resume sales and supplies to the said retail outlet;*
>
> *(iii) For issuing an appropriate writ, order or direction setting aside the forfeiture of the security deposit of the petitioner, security deposit may be allowed to continue against the*

WEB COPY

dealership agreement upon restoration of the same and resumption of the sales and supply;

(iv) For issuing an appropriate writ, order or direction to the respondents to allow the petitioner to sell lying stocks which during the pendency of the writ application. Directions of refund of amount paid against one advance load/supply may kindly be also issued.

(v) For issuing an appropriate writ, order or direction holding that the allegation of established malpractice/tampering has not been proved against the petitioner;

(vi) For issuing an appropriate direction for grant of all consequential benefits, including restoration of sales and supplies to the petitioner's retail outlet, arising out of the quashing of the impugned termination order dated 06.05.2026;

(vii) For issuing a writ of certiorari and thereby quashing the revised Lab Analysis Report Rev. 2.0 dated 02.06.2021 and the show cause notice dated 11.06.2021 founded thereupon;

WEB COPY

(viii) For issuing an appropriate direction permitting the petitioner to operate the retail outlet subject to reasonable inspection and supervision by the Corporation;

(ix) For issuing an appropriate writ holding thereby that the Respondent No. 3 by issuing the impugned order dated 06.05.2026 has failed to adhere to the directions issued and the pointers/ periphery given by this Hon'ble Court vide order dated 07.10.2024 passed in C.W.J.C. No. 13026 of 2021 and thus, has wrongly issued the impugned order of termination.

(x) Any other relief or reliefs to which the petitioner may be found to be entitled in the facts and circumstances of the present case."

4. At the outset, learned counsel for the petitioner has confined his prayer to the extent that the petitioner has already filed an appeal i.e. (Annexure-P/14), before respondent No. 2 i.e. The Appellate Authority, Indian Oil Corporation Limited, Bihar State Office/ Marketing Division, Patna, with respect to his claim as raised in this writ application but till date

WEB COPY

the appeal of the petitioner has not been decided, therefore, appropriate direction may be issued to the respondent No. 2 i.e. The Appellate Authority, Indian Oil Corporation Limited, Bihar State Office/ Marketing Division, Patna, to dispose of the same within a fixed time frame.

5. In such view of the matter, this court deems it fit and appropriate to dispose of this writ application with a direction to the respondent No. 2 i.e. The Appellate Authority, Indian Oil Corporation Limited, Bihar State Office/ Marketing Division, Patna, to dispose of the appeal of the petitioner within period of one month from the date of receipt/ production of a copy of this order.

6. It is made clear that this Court has not expressed any opinion on the merit of the case including maintainability of the writ application.

7. With the aforesaid direction this writ application is disposed of.

8. All pending interlocutory application(s), if any, shall also be deemed to have been disposed of.

(Girijish Kumar, J)

nitu/-

U			

WEB COPY