CGHC010437792026 2026:CGHC:46860

RUCHI YADAV Digitally signed by RUCHI YADAV

**NAFR**

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**WPC No. 5594 of 2026**

**1 -** M/s Maa Kamla Fules Through Its Proprietor Prateek Kedia Son Of Dilip Kedia, Aged About 31 Years, R/o- Pendraroad, Tahsil Pendraroad, District Gaurela-Pendra-Marwahi (C.G.)

**... Petitioner(s)**

**versus**

**1 -** Indian Oil Corporation Limited Through Its Divisional Retail Sales Head, Raipur Division Office, Indian Oil Bhawan, Rajeev Gandhi Marg, V.I.P. Road P.O. Ravigram, Telibandha, District Raipur (C.G.)

**2 -** State Retail Head Indian Oil Corporation Limited Madhya Pradesh State Office, Indian Oil Bhawan, 16 Arera Hills, Jail Road Bhopal Madhya Pradesh

**3 -** Chief Manager Indian Oil Corporation Limited Madhya Pradesh State Office, Indian Oil Bhawan, 16 Arera Hills, Jail Road, Bhopal Madhya Pradesh.

**... Respondent(s)**

**( Cause title taken from CIS Periphery)**

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| For Petitioner(s) | : | Mr. Sunil Otwani, Sr. Advocate assisted by Mr. Amit Soni, Advocate |
| For Respondent | : | Mr. N. Naha Roy, Advocate, appears on advance copy |

**SB: Hon’ble Mr. Justice Amitendra Kishore Prasad**

**Order on Board**

**05/11/2026**

1. By way of this petition, the petitioner has prayed for following reliefs:-

> **“**10.1 That, this Hon'ble Court may kindly be pleased to issue appropriate writ/direction for sitting aside the impugned second show cause notice dated 11.05.2026 and further diecting the respondent authorities not to proceed further for terminating the retail outlet of the petitioner or in alternate this Hon'ble Court may kindly be pleased to issue appropriate writ/direction directing the respondent no. 2 to decide the pending case of petitioner within stipulated period of 30 days time.
>
> 10.2 That, this Hon'ble Court may kindly be pleased to issue appropriate writ/direction directing the respondent Authorities to supply copy of relevant document as per page no. 70 of reply dated 15.07.2026 and by affording an opportunity of re-hearing to the petitioner before taking a final decision.
>
> 10.3 That, this Hon'ble Court may kindly be pleased to call for the entire records pertaining to the petitioner's case for the kind perusal of the Hon'ble Court.
>
> 10.4 Any other relief(s)/ order(s)/ direction(s) in favour of petitioner, which may deem fit and proper in the facts and circumstances of the case, in the interest of justice.
>
> 10.5. Cost of the petition.”

2. Learned counsel for the petitioner submits that the show-cause notice dated 11.05.2026 was issued to the petitioner proposing termination of the dealership and on the very next day, the retail outlet was

suspended, which is contrary to the provisions of the Marketing Discipline Guidelines. It is further submitted that, in the first instance, the period of suspension could only be for 15 days; however, the suspension continues till date.

3. Learned counsel further submits that the petitioner submitted his reply on 24.05.2026, which has not been considered by the respondent authorities till date, despite the lapse of a considerable period. It is contended that the matter is required to be decided within 45 days. Thereafter, another reply along with a request for supply of relevant documents was submitted on 15.07.2026; however, neither the said reply nor the request for supply of documents has been considered till date, despite the lapse of approximately 90 days.

4. Per contra, learned counsel for the respondent submits that the proceedings initiated against the petitioner are in accordance with the applicable Marketing Discipline Guidelines and that the respondent authorities are duly considering the reply and the material placed on record by the petitioner. It is further submitted that the respondent authorities would take an appropriate decision in accordance with law and the applicable guidelines. Learned counsel, therefore, prays for some time to conclude the proceedings.

5. I have heard learned counsel for the parties and perused the material available on record.

6. Considering the facts and circumstances of the case, particularly the fact that the petitioner submitted his reply on 24.05.2026 and thereafter also submitted a further reply along with a request for relevant documents on 15.07.2026, this Court deems it appropriate to direct

respondents No. 1 to 3, more particularly respondent No. 2, to first supply the relevant documents sought by the petitioner and thereafter consider the reply submitted by the petitioner, in accordance with the applicable Marketing Discipline Guidelines.

7. Respondent No. 2 is further directed to take a final decision in the matter within a period of 15 days from the date of production of a copy of this order, after affording due opportunity of hearing to the petitioner.

8. It is made clear that no further extension of time shall be granted to respondent No. 2, particularly in view of the fact that the matter has remained pending since 24.05.2026.

9. In the event the reply/representation of the petitioner is not decided within the aforesaid period of 15 days, the petitioner shall be at liberty to avail the appropriate legal remedy, in accordance with law.

**10.** With the aforesaid directions and observations, the petition stands **disposed of.**

Sd/-

**(Amitendra Kishore Prasad)**
Judge

Ruchi