

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE ELEVENTH DAY OF MAY

TWO THOUSAND AND TWENTY THREE

:PRESENT:
THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI



IA No. 1 OF 2023
IN
WP NO: 40186 OF 2022

Between:

Kommineni Durga, W/o K. Venkata Ramana, aged about 38 years, Hindu, Retail dealer for Indian Oil corporation Ltd., Proprietor of Lakshmi Narayana filling station, Ananthapuram, Anathapuram District.

...Petitioner
(Petitioner in WP 40186 OF 2022
on the file of High Court)

AND

1. Indian Oil Corporation Ltd, having its registered office at Indian Oil Bhavan, G9, All Yavar, Zen Mark, Bandra East, Mumbai-400051. Rep. by Managing Director.
2. Indian Oil Corporation Ltd., Divisional office D.NO.8-115/1, 1st floor, MM complex, RC road, Royal Nagar, Tirupathi-517501. Rep. By its Divisional Manager.

...Respondents
(Respondents in-do-)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to modify the order dt.04.01.2023 in IA.No.1/2023 in this writ petition WP 40186/2022 passed by this Hon'ble court by permitting the petitioner to furnish Bank guarantee for an amount of Rs.24 lakhs for the value of the stock stored in Transport Truck (TT) No.AP02 TC 2606 kept in the custody of the respondents consequently releasing the vehicle by permitting the petitioner to sell the stock stored in TT in the interests of Justice, Pending disposal of WP No. 40186 of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated 04.01.2023 made herein and upon hearing the arguments of Sri K V VIJAYA KUMAR Advocate for the Petitioner and of Sri S.V.S.S.SIVA RAM, Advocate for the Respondents, the Court made the following

ORDER

"For the reasons stated in the affidavit, as no objection raised by other side, this Court is inclined to pass the following order:

The petitioner is permitted to furnish bank guarantee for an amount of Rs.24 Lakhs for the value of the stock stored in the Transport Truck T.T. No.AP02 TC 2606 kept in the custody of respondents. On such furnishing bank guarantee, the authorities are directed to release the stock to the petitioner.

I.A. No. 1 of 2023 is ordered.

Post the matter on 12.05.2023."

//TRUE COPY//

Sd/- U. SRI DEVI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Managing Director, Indian Oil Corporation Ltd, having its registered office at Indian Oil Bhavan, G9, All Yavar, Zen Mark, Bandra East, Mumbai-400051.
2. The . Divisional Manager , Indian Oil Corporation Ltd., Divisional office D.NO.8-115/1, 1st floor, MM complex, RC road, Royal Nagar, Tirupathi-517501.(Addressess 1 to 2 By RPAD)
3. One CC to SRI. K V VIJAYA KUMAR Advocate [OPUC]
4. One CC to SRI. S.V.S.S.SIVA RAM Advocate [OPUC]
5. One spare copy.

psk

HIGH COURT

RCJ

DATED:11/05/2023

POST ON 12.05.2023

ORDER

IA No. 1 OF 2023
IN
WP.NO: 40186 OF 2022

DIRECTION

