GAHC010000922020

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# THE GAUHATI HIGH COURT
## (HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

**Case No. : WP(C)/91/2020**

M/S. KEDARNATH KAILASHPATI AND 2 ORS.
REP. BY THE PETITIONER NOS. 1 AND 2 AS PARTNERS OF THE FIRM, HAVING ITS H.O. AT DIGBOI, P.O. DIGBOI, DIST.- TINSUKIA, ASSAM, PIN-786171

2: KAILASHPATI SHAW
S/O- LT. CHHANGALAL SHAW
R/O- DIGBOI CHARIALI BAZAR
P.O. DIGBOI
DIST.- TINSUKIA
ASSAM
PIN- 786171 (PARTNER)

3: ON THE DEATH OF RAMBILASH GUPTA ALIAS SHAW @ SHAW HIS LEGAL HEIR

SANTOSH GUPTA
D/O. LATE RAMBILASH GUPTA @ SHAW
W/O. SRI SHATRUGHAN PRASAD GUPTA
R/O. MAYA BAZAR
NEAR KOTWALI SOUTH
P.O. GOLGHAR
GORAKHPUR
UTTAR PRADESH
PIN- 273001

VERSUS

THE UNION OF INDIA AND 5 ORS.
REP. BY THE SECY. TO THE GOVT. OF INDIA, MINISTRY OF PETROLEUM AND NATURAL RESOURCES, NEW DELHI

2:THE INDIAN OIL CORPORATION LTD.
A GOVT. OF INDIA ENTERPRISE

REP. BY ITS CHAIRMAN
HAVING ITS REGD. OFFICE AT G-9
ALI YAVAR JUNG MARG
BANDRA (EAST)
MUMBAI- 400051

3:THE INDIAN OIL CORPORATION LTD.
ASSAM OIL DIVISION
REP. BY ITS GENERAL MANAGER
DIGBOI
PIN- 786171
DIST.- TINSUKIA
ASSAM

4:THE SENIOR DIVISIONAL RETAIL SALES MANNAGER
INDIAN OIL CORPORATION LTD.
TINSUKIA INTEGRATED DIVISIONAL OFFICE
TINSUKIA
PIN- 786125

5:THE DY. GENERAL MANAGER (RETAIL SALES)
IOAOD
STATE OFFICE
NOONMATI
GHY
ASSAM

6:JITENDRA SHAW
S/O- LT. KEDARNATH SHAW
A.T.ROAD (BUNGLOW)
NEAR STATE BANK OF INDIA
DIGBOI
DIST.- TINSUKIA
PIN- 78617

**Advocate for the Petitioner** : MR. A C BURAGOHAIN, MR. B P BORAH,MR H BURAGOHAIN,MS A DEVI

**Advocate for the Respondent** : ASSTT.S.G.I., SC, I O C,MR H GUPTA,MR. B GOGOI,MR P NAYAK,MR. D SAIKIA

Linked Case : **Cont.Cas(C)/71/2018**

JITENDRA SHAW
S/O- LT KEDARNATH SHAW
A.T.ROAD (BUNGALOW)

NEAR STATE BANK OF INDIA
DIGBOI
DIST- TINSUKIA
PIN-786171
ASSAM

VERSUS

KAILASHPATI SHAW AND ANR
S/O- LT CHHANGLAL SHAW
R/O- DIGBOI CHARALI BAZAR
P.O. DIGBOI
DIST- TINSUKIA
PIN-786171
ASSAM

2:RAMBILASH GUPTA@SHAW
S/O- LT CHHANGLAL SHAW
R/O- 122/51
J.N. MUKHERJEE ROAD
GHUSURI
DIST- HOWRAH
WEST BENGAL
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Advocate for : MR B K SINGH
Advocate for : MR. D SINGH appearing for KAILASHPATI SHAW AND ANR

Linked Case : **WP(C)/824/2018**

M/S. KEDARNATH KAILASHPATI AND ORS.
REPRESENTED BY THE PETITIONER NOS. 2 AND 3 AS PARTNERS OF THE FIRM
HAVING ITS HEAD OFFICE AT DIGBOI
P.O. DIGBOI
DIST. TINSUKIA
ASSAM
PIN-786171.

2: KAILASHPATI SHAW
S/O. LATE CHHANGALAL SHAW
R/O. DIGBOI CHARIALI BAZAR
P.O. DIGBOI
DIST. TINSUKIA
ASSAM
PIN-786171 (PARTNER).

3: RAMBILASH GUPTA @ SHAW
S/O. LATE CHHANGALAL SHAW
R/O. 122/51
J.N. MUKHERJEE ROAD
GHUSURI
DISTRICT-HOWRAH
WEST BENGAL (PARTNER).
VERSUS

THE UNION OF INDIA AND ORS.
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA
MINISTRY OF PETROLEUM AND NATURAL RESOURCES
NEW DELHI-110001

2:THE INDIAN OIL CORPORATION LTD.
A GOVERNMENT OF INDIA ENTERPRISE
REPRESENTED BY ITS CHAIRMAN
HAVING ITS REGISTERED OFFICE AT G-9
ALI YAVAR JUNG MARG
BANDRA (EAST)
MUMBAI-400051

3:THE INDIAL OIL CORPORATION LTD.
ASSAM DIVISION.
REPRESENTED BY ITS GENERAL MANAGER
DIGBOI
PIN-786171
DIST. TINSUKIA
ASSAM.

4:THE SENIOR DIVISIONAL RETAIL SALES MANAGER
INDIAN OIL CORPORATION LTD.
TINSUKIA INTEGRATED DIVISIONAL OFFICE
TINSUKIA
PIN-786125

5:THE DEPUTY GENERAL MANAGER (RETAIL SALES) IOAOD
STATE OFFICE
NOONMATI
GUWAHATI
ASSAM. PIN-781020

6:JITENDRA SHAW
S/O. LATE KEDARNATH SHAW
A.T. ROAD (BUNGLOW)
NEAR STATE BANK OF INDIA
DIGBOI

DIST. TINSUKIA
PIN-786171
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Advocate for : MR. H BURAGOHAIN
Advocate for : ASSTT.S.G.I. appearing for THE UNION OF INDIA AND ORS.

**BEFORE**
**HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

**ORDER**

**16-07-2025**

On the prayer of Shri H. Buragohain, learned counsel for the petitioner, the matter is adjourned by 2 (two) weeks to enable him to seek further instructions.

Shri A. Zahid, learned counsel for the IOC and Shri P. Nayak, learned counsel for the private respondents are present.

**JUDGE**

**Comparing Assistant**