

GAHC010076632024



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

Case No. : WA/223/2024

ABHIJIT KUMAR BARUA
SON OF SHRI ANIL KUMAR BARUA, BASUNDHARA APARTMENT,
GROUND FLOOR, KAMAKHYA NAGAR, BYELANE NO. 4, ADABARI
TINIALI, GUWAHATI, PIN-781012.

VERSUS

M/S HINDUSTAN PETROLEUM CORPORATION LTD NAD 3 ORS
A COMPANY REGISTERED UNDER THE COMPANIES ACT, 1956, HAVING
ITS REGISTERED OFFICE AT 17 JAMSHEDJI TATA ROAD, MUMBAI-20, AND
REGIONAL OFFICE AT G.S. ROAD, ULUBARI, GUWAHATI, PIN-781007.

2:THE DIRECTOR
MARKETING AND APPELLATE AUTHORITY
M/S HINDUSTAN PETROLEUM CORPORATION LTD.
HINDUSTAN BHAWAN
8
SOORJEE BALLABHDAS MARG BALLARD ESTATE
MUMBAI.

3:THE EXECUTIVE DIRECTOR
OPERATIONS and DISTRIBUTION and DISCIPLINARY AUTHORITY
M/S HINDUSTAN PETROLEUM CORPORATION LTD.
HINDUSTAN BHAWAN
8
SOORJEE BALLABHDAS MARG
BALLARD ESTATE
MUMBAI.

4:THE ENQUIRY OFFICER
SENIOR BRAND MANAGER
GMO EAST ZONE

HINDUSTAN PETROLEUM CORPORATION LTD.
6
CHURCH LANE
KOLKATA- 1

Advocate for the Petitioner : MR. B CHAKRABORTY, MRS P HAZARIKA, MS. RIA TIWARI

Advocate for the Respondent : ,

Linked Case : WA/40/2024

M/S HINDUSTAN PETROLEUM CORPORATION LTD. AND 3 ORS.
A COMPANY REGISTERED UNDER THE COMPANIES ACT
1956 HAVING ITS REGISTERED OFFICE AT 17
JAMSHEDJI TATA ROAD
MUMBAI 20
REGIONAL OFFICE AT BETKUCHI
GHY- 34
DIST.- KAMRUP.

2: THE DIRECTOR
MARKETING AND APPELLATE AUTHORITY
M/S HINDUSTAN PETROLEUM CORPORATION LTD.
HINDUSTAN BHAWAN
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SOORJEE BALLABHDAS MARG BALLARD ESTATE
MUMBAI.

3: THE EXECUTIVE DIRECTOR
OPERATIONS and DISTRIBUTION and DISCIPLINARY AUTHORITY
M/S HINDUSTAN PETROLEUM CORPORATION LTD.
HINDUSTAN BHAWAN
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SOORJEE BALLABHDAS MARG
BALLARD ESTATE
MUMBAI.

4: THE ENQUIRY OFFICER
SENIOR BRAND MANAGER
GMO EAST ZONE
HINDUSTAN PETROLEUM CORPORATION LTD.
6
CHURCH LANE

KOLKATA- 1.
VERSUS

ABHIJIT KUMAR BARUA
S/O- SHRI ANIL BARAN BARUA
BASUNDHARA APARTMENT
GROUND FLOOR
KAMAKHYA NAGAR
BYE LANE NO. 4
ADABARI TINIALI
GHY- 12.

Advocate for : MR. B C DAS
Advocate for : MR. B CHAKRABORTY appearing for ABHIJIT KUMAR BARUA

Linked Case : I.A.(Civil)/338/2024

M/S HINDUSTAN PETROLEUM CORPORATION LTD. AND 3 ORS.
A COMPANY REGISTERED UNDER THE COMPANIES ACT
1956 HAVING ITS REGISTERED OFFICE AT 17
JAMSHEDJI TATA ROAD
MUMBAI 20
REGIONAL OFFICE AT BETKUCHI
GHY- 34
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VERSUS

ABHIJIT KUMAR BARUA
S/O- SHRI ANIL BARAN BARUA
BASUNDHARA APARTMENT
GROUND FLOOR
KAMAKHYA NAGAR
BYE LANE NO. 4
ADABARI TINIALI
GHY- 12.

Advocate for : MR. B C DAS
Advocate for : appearing for ABHIJIT KUMAR BARUA

BEFORE
HONOURABLE MR. JUSTICE MANASH RANJAN PATHAK
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

09-08-2024

(M.R.Pathak, J)

Heard Ms. P Hazarika, learned counsel for the appellant and Mr. M P Sarma, learned counsel for the respondent Nos. 1 to 4

Both these appeals have originated from the judgment and order dated 24.11.2023 passed by the learned Single Judge in WP(C) No. 6506/2013 (Abhijit Kumar Barua -Vs- Hindustan Petroleum Corporation Limited & 3 Others).

In the connected Writ Appeal No. 40/2024 preferred by the Hindustan Petroleum Corporation Limited against the said judgment and order dated 24.11.2023 passed in WP(C) No. 6506/2013, notice has already been issued on 21.02.2024 and the effect and operation of the impugned judgment and order dated 24.11.2023 has already been stayed by the said order dated 21.02.2024.

Issue Notice to the respondents.

As Mr. M P Sarma, learned counsel for the Hindustan Petroleum Corporation Limited has entered appearance on behalf of the respondent Nos. 1 to 4 by filing Vakalatnama today, no formal notice need be issued to those respondents.

On the prayer of the learned counsel for the parties, list these matters **after 3 (three) weeks**, on a date to be fixed by the Registry.

JUDGE

JUDGE

Comparing Assistant