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

Case No. : WP(C)/5415/2016

THE INDIAN OIL CORPORATION LIMITED
A COMPANY INCORPORATED UNDER THE COMPANIES ACT, 1956 AND
HAVING ITS REGISTERED OFFICE AT INDIAN OIL BHAVAN, G9, ALI YAVAR
JUNG MARG, BANDRAE, MUMBAI-400051, REP. BY THE EXECUTIVE
DIRECTOR, INDIAN OIL AOD STATE OFFICE, GUWAHATI-781020.

VERSUS

THE LIQUIDATOR and 2 ORS
THE ASSAM STATE COOPERATIVE MARKETING and CONSUMERS'
FEDERATION LTD. STATFED, O/O. THE REGISTRAR OF CO-OPERATIVE
SOCIETIES, ASSAM, KHANAPARA, GUWAHATI-781022.

2:THE STATE OF ASSAM
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
DEPTT. OF COOPERATION
DISPUR
ASSAM.

3:THE CHIEF SECRETARY
GOVT. OF ASSAM
DISPUR-781006

Advocate for the Petitioner : MR.T N SRINIVASAN, MR.M K CHOUDHURY,MR.N
BARUAH,MR P BHARDWAJ,MS.A CHOUDHURY

Advocate for the Respondent : MR.P HAZARIKA R-1, SC, CO OP,MR. S K TALUKDAR,MR.M
CHOUDHURY(R-1),MR.P K MUNIR(R-1),DR.B AHMED,GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 07.08.2025

Heard Mr. M. K. Choudhury, learned counsel for the petitioner and Mr. S. K. Talukdar, learned Standing Counsel, Co-operation Department. Also heard Mr. S. H. Borah, learned counsel, appearing for the Liquidator, respondent no.1.

2. Mr. M. K. Choudhury, has placed on record the minutes of the meeting held between the liquidator, STATFED and the representatives of the Indian Oil Corporation Ltd. on 06.03.2025.

3. A perusal of the said minutes would go to reveal that the cylinders and pressure regulators claim by the IOCL authorities cannot be returned by the liquidators, inasmuch as, the same were not traceable.

4. In view of the said position in the said meeting the parties had agreed that the IOCL authorities would be required to be paid an amount of Rs.62,81,500/-(Rupees Sixty Two Lakh Eighty One Thousand Five Hundred only) as compensation for 3079 numbers of cylinders and 235 of pressure regulators.

5. Mr. M. K. Choudhury, has submitted that the IOCL authorities are claiming only the said amount and would not be claiming an interest thereon.

6. A perusal of the said minute dated 06.03.2025, further brings to the forefront that the liquidator while acknowledging the claim of the petitioner IOCL had undertaken to take the payment of the said amount provided the Government of Assam allocates sufficient fund for the same. The liquidator is in possession of the assets of the erstwhile STATFED. It is not been brought on record as to in what manner the said assets has been dealt with by the liquidator and/or whether the said assets have already been taken over by the Government.

7. The liquidator on the next date of listing shall apprise this Court, as to the manner in which he proposes to deal with the assets brought under him of the erstwhile STATFED and/or as to whether the said assets have already been taken over by the Government. Basing on the clarifications submitted in the matter by the liquidator on the next date of listing, this Court would pass further appropriate orders as would be called for in the matter.

8. List this matter again on **20.08.2025**.

JUDGE

Comparing Assistant