

GAHC010173442016



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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
HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR
ORDER

20/08/2025

Mr. P Hazarika, learned counsel representing the Liquidator, STATFED, i.e., the respondent No. 1 submits that vide communication dated 22.11.2023, he had approached the Registrar of Co-operative Societies, Assam, praying for laying down the manner in which the liabilities of the erstwhile STATFED would be required to be liquidated.

Mr. Hazarika, learned counsel representing the Liquidator, respondent No. 1 highlights that in the said communication, a reference was also made to a Draft Cabinet Memorandum prepared in pursuance to a meeting held amongst the stake holders on 19.01.2021 seeking approval for taking over the assets of the STATFED by the Government. It was also proposed for release by the Government of the requisite amount to meet the liabilities of the erstwhile STATFED.

Mr. Hazarika, has further submitted that in pursuance thereof, nothing has been communicated to him in his capacity as the Liquidator, STATFED.

Mr. S K Talukdar, learned Standing counsel, Co-operation Department submits that the said communication received from the Liquidator, i.e., the respondent No. 1, was forwarded to the Government in the Co-Operation Department and that on the next date of listing, he would complete his instructions with regard to the steps taken by the authorities thereafter.

On the next date of listing, Mr. Talukdar, learned Standing counsel, Co-operation Department shall complete his instructions and shall apprise this Court as to the decision that may have been arrived in the matter by the Co-Operation Department.

In the event there is no decision so arrived upon, the authorities of the Co-operation Department, as well as the Liquidator STATFED, i.e, the respondent No. 1 shall apprise this Court as to in what manner the admitted dues of the petitioner shall be released to it.

Registry to list this matter again on **03.09.2025.**

JUDGE

Comparing Assistant