

GAHC010027192025



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

Case No. : I.A.(Civil)/4220/2025

M/S S.H. ENTERPRISE
A SOLE PROPRIETORSHIP OF MD. SAFIQUL HUSSAIN
S/O- LATE HUSSAIN ALI
REPRESENTED BY ITS AUTHORIZED REPRESENTATIVE MR SAFIQUL
HUSSAIN
S/O- LATE HUSSAIN ALI
WAZIDUR RAHMAN
S/O- LATE OHIDUR RAHMAN
R/O- RAJ APARTMENT
BLOCK-B
2ND FLOOR
GMCH ROAD
BHANGAGARH
GHY- 781005
KAMRUP
ASSAM

VERSUS

THE INDIAN OIL CORPORATION LTD. AND 4 ORS
REPRESENTED BY ITS EXECUTIVE DIRECTOR
BONGAIGAON REFINERY
P.O- DHALIGAON
DIST- CHIRANG
ASSAM
PIN- 783385.

2:THE GENERAL MANAGER I/C (HR)

INDIAN OIL CORPORATION LTD.
BONGAIGAON REFINERY
P.O. DHALIGAON
DIST. CHIRANG

ASSAM-783385.

3:THE DEPUTY GENERAL MANAGER (CONTRACTS)

INDIAN OIL CORPORATION LTD.
BONGAIGAON REFINERY
P.O. DHALIGAON
DIST. CHIRANG
ASSAM-783385.

4:THE SENIOR MANAGER (EMPLOYEE SERVICES)

INDIAN OIL CORPORATION LTD.
BONGAIGAON REFINERY
P.O. DHALIGAON
DIST. CHIRANG
ASSAM-783385.

5:THE CHIEF MANAGER (EMS)

INDIAN OIL CORPORATION LTD.
BONGAIGAON REFINERY
P.O. DHALIGAON
DIST. CHIRANG
ASSAM-783385.

Advocate for : MR. R SHARMA

Advocate for : SC

I O C appearing for THE INDIAN OIL CORPORATION LTD. AND 4 ORS

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

19.01.2026

Heard Ms. P. Phukan, learned counsel for the applicant. Also heard Ms. R.R. Kakati, learned counsel for the opposite party nos.1 to 5.

This is an application seeking impleadment of one "Sri Bibekananda Das, R/o. 09, Chilarai Nagar, BND, Santi Path, Village/Town Bhangagarh, City-Guwahati, District-Kamrup(M), Assam-781032, India" as party respondent no.6 in the

connected WP(C) 738/2025.

The applicant has challenged the termination of housekeeping contract to main the guesthouse and complex of IOCL Refinery at Guwahati vide order dated 06.11.2023.

This Court by an order dated 06.09.2024 interfered with the termination order and directed the opposite party IOCL to permit the petitioner to complete the contractual obligations. According to the applicant, the applicant was not allowed to discharge his service in terms of the above order, against which a writ petition has been filed.

During pendency, the IOCL/opposite party have issued a fresh NIT on 01.02.2025 for the same services, pursuant to which a contract has been awarded to one Sri Bibekananda Das vide order dated 02.08.2025.

Ms. P. Phukan, learned counsel for the applicant submits that since the challenge of fresh tender is pending in the connected writ petition and during the pendency, said Sri Bibekananda Das has been awarded the contract, he is a necessary party. Therefore, she prays for impleadment of Sri Bibekananda Das.

Having considered that during the pendency of the connected writ petition challenging the fresh tender, the said Sri Bibekananda Das has been awarded contract and as agreed to by the learned counsel for the parties, I am of the view that said Sri Bibekananda Das, who has been awarded the work would be a necessary party.

Accordingly, Sri Bibekananda Das, R/o. 09, Chilarai Nagar, BND, Santi Path, Village/Town Bhangagarh, City-Guwahati, District-Kamrup(M), Assam-781032, India is allowed to be impleaded as party respondent no.6 in the connected WP(C) 738/2025.

I.A.(C) is accordingly allowed and disposed of.

JUDGE

Comparing Assistant