

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D. B. Civil Writ Petition (PIL) No. 19759/2023

Om Prakash Tak

-----Petitioner

Versus

Union of India & Others.

-----Respondents

For Petitioner	:	Dr. Abhinav Sharma Advocate.
For Respondents	:	Mr. Sudhir Gupta Senior Advocate assisted by Ms. Suruchi Kasliwal Advocate, Mr. Vikram Singh Advocate and Mr. Umang Gupta Advocate. Mr. Ajeet Bhandari, Senior Advocate assisted by Ms. Pooja Nuwal Advocate. Mr. R.D. Rastogi, Additional Solicitor General assisted by Mr. Devesh Yadav Advocate. Ms. Shikha Sharma Advocate on behalf of Mr. G.S. Gill Additional Advocate General. Mr. Tej Prakash Sharma Advocate.

HON'BLE THE CHIEF JUSTICE MR. MANINDRA MOHAN SHRIVASTAVA

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

05/05/2025

Application No. 1/2025 seeking to place amended reply to writ petition on record is allowed. Amended reply to writ petition is taken on record.

Rejoinder, if necessary, be filed within two weeks.

We consider it necessary that Petroleum and Explosives Safety Organisation (PESO) established and functioning under the aegis of the Ministry of Commerce and Industry, Government of India should also be impleaded as party respondent in the petition.

Let it be done by filing appropriate application along with amended cause title within one week.

Reply be also filed by the newly added respondent on whose behalf learned Additional Solicitor General takes notice today.

Reply filed by the respondents shall also be exchanged.

During the course of hearing in the present case, we enquired from Mr. Sudhir Gupta, learned Senior Advocate appearing on behalf of respondent-Indian Oil Corporation Limited (IOCL) as to whether any plan of relocation in view of the changed circumstances has been made. Learned Senior Advocate submits that on the next date of hearing, an emphatic reply on this aspect would be made.

This court is also inclined to verify whether the establishment and operation of IOCL depot at the present location violates any safety norm applicable under the petroleum laws and the safety regulations with regard to the distance of the residential colony/other establishments from the said depot as in force under the local laws.

List this matter after four weeks.

(MUKESH RAJPUROHIT),J

(MANINDRA MOHAN SHRIVASTAVA),CJ