

**IN THE HIGH COURT OF KARNATAKA
CIRCUIT BENCH AT DHARWAD.**

DATED THIS THE 30TH DAY OF MARCH 2012

BEFORE

THE HON'BLE MR.JUSTICE DILIP B BHOSALE

WRIT PETITION NO.62436/2012(GM-RES)

BETWEEN:

M/S. B.C.HARAVI,
REPRESENTED BY ITS PARTNER,
CHANDRASHEKAR MALLESHAPPA HARAVI,
AGE: 34 YEARS, OCC: BUSINESS,
R/AT: GULEDGUDDA, TQ: BADAMI,
DIST: BAGALKOT.

... PETITIONER

(BY SRI.F.V.PATIL, ADVOCATE)

AND:

1. THE DEPUTY COMMISSIONER,
BAGALKOT, DIST: BAGALKOT.
2. THE DEPUTY DIRECTOR OF
FOOD AND COMMODITIES SUPPLY,
BAGALKOT, DIST: BAGALKOT.
3. THE TAHASILDAR,
BADAMI, TQ: BADAMI,
DIST: BAGALKOT.

... RESPONDENTS

(BY SMT.K.VIDYAVATI, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT THE 1ST RESPONDENT TO RENEW 'J' LICENSE BEARING NO.PTR/SR/7/74 ISSUED UNDER THE PETROLEUM ACT, 1934, PURSUANT TO THE RENEWAL APPLICATION DATED 04/11/2011, VIDE ANNEXURE-C AND ETC.,

THIS WRIT PETITION COMING ON FOR PRELIMINARY HEARING THIS DAY, THE COURT MADE THE FOLLOWING.

PC:

Heard learned counsel for the petitioner and learned AGA for the respondents.

2. By this writ petition, the petitioner is seeking direction to the 1st respondent to consider the petitioner's applications dated 4.11.11 and 2.12.11, by which the petitioner sought renewal of 'J' licence issued under the Petroleum Act, 1934 and the licence issued under the Public Distribution System Control order 1992, (for short 'PDSC') respectively. Both these applications are pending before the concerned authority. The 'J' licence and the licence under the PDSC order 1992, which the petitioner was holding earlier, got expired on 31.12.2011.

3. It appears, in response to the applications made by the petitioner, respondent No.1 vide his letter dated 6.3.2012 asked the petitioner to produce certain documents. The petitioner's reply dated NIL is placed on record as Annexure-G. It is not clear whether the reply was actually delivered ~~to~~ in the office of the 1st respondent.

With the assistance of the learned counsel for the parties, I have gone through the reply wherein the petitioner has stated that some of the documents, demanded vide letter dated 6.3.12, are not necessary for renewal of the licence.

Without entering into the question whether the 1st respondent received the reply (Annexure-G) or not and

without considering whether all documents as per letter dated 6.3.12 are necessary, I direct the 1st respondent to

consider the petitioner's applications for renewal of aforementioned licences on the basis of Annexure-G, as

expeditiously as possible and preferably, within a period of six weeks from the date of receipt of this order.

Petitioner is directed to produce copy of this order and the petition with annexures, before the 2nd respondent within a period of two weeks from today. Respondent No.2 shall consider and decide the petitioner's applications for renewal of the licence on merits in accordance with law and uninfluenced by this order.

With these observations, the writ petition is disposed of.

Sd/-
JUDGE

TL