

**HIGH COURT OF TRIPURA**  
**\_A\_G\_A\_R\_T\_A\_L\_A\_**

**WP(C) No.794 of 2022**

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For Petitioner(s) : Mr. P. Roy Barman, Sr. Advocate.  
Mr. S. Bhattacharjee, Advocate.  
For Respondent(s) : Mr. R. Saha, Advocate.

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**HON'BLE THE CHIEF JUSTICE (ACTING)**  
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**14/11/2022**

Heard Mr. P. Roy Barman, learned senior counsel assisted by Mr. S. Bhattacharjee, learned counsel appearing for the petitioner. Also heard Mr. R. Saha, learned counsel appearing for the respondents.

This petition has been filed under Article-226 of the Constitution of India and Article-14 of the Constitution directing the respondents to withdraw the cancellation order dated 30.08.2022 issued by the Divisional LPG Sales Head Indane DO, Silchar and to allow the petitioner to continue with her LPG dealership and also provide protection to the petitioner so that the petitioner can carry on the construction of the LPG distributorship at Fatikroy without any interference from miscreants/anti-socials.

The fact of the case is that the petitioner is appointed as LPG Distributor of Indian Oil Corporation Ltd. (in short, IOCL) at Fatikroy, Unokoti District. Being so appointed, the petitioner is required to construct one LPG Showroom and one LPG Godown within 6 months. The petitioner has already constructed the LPG Showroom. But, construction of LPG godown cannot be completed till date as a group of miscreants has been forcefully stopping the construction work. For that, the petitioner has filed Civil Misc (Inj) 22 of 2022 and T.S.39/2022 before the Civil Judge (Jr. Division), Kailashahar, Unokoti District. But all on a sudden by letter dated 30.08.2022, the Divisional LPG Sales Head Indane DO, Distributorship at Fatikroy, Unokoti, Tripura. Hence, the present petition has been filed challenging the letter dated 30.08.2022 issued by the Divisional LPG Sales Head Indane DO, Silchar.

This Court after hearing the learned counsel appearing for the parties and perusal of the impugned proceeding dated 30.08.2022 which is

under challenge, indicating that the said order is a non-speaking order and also appears that before taking the decision, the respondent have not given any opportunity to the petitioner which is required to be given when an adverse decision is made by the respondents.

In view of the same, on the ground of violation of principle of natural justice and on the ground that the impugned proceeding is not a reasoned order, this Court is inclined to allow the writ petition by setting aside the order dated 30.08.2022. The respondents after giving opportunity to the petitioner shall pass a reasoned order in accordance with law.

With the above observation, the instant petition stands allowed and disposed of. It is made clear that the entire exercise shall be completed within a period of 2(two) months from the date of receipt of the copy of this order.

**CHIEF JUSTICE (ACTING)**

*A. Ghosh*



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