

Court No. - 3

Case :- WRIT - C No. - 9888 of 2023

Petitioner :- Gepdec Infratech Ltd. Noida Thru. Authorised Representative

Respondent :- U.P. Power Transmission Corporation Ltd. Lko. Thru. Chairman And Others

Counsel for Petitioner :- Awaneesh Yadav

Counsel for Respondent :- Puneet Chandra

Hon'ble Vivek Chaudhary, J.

Hon'ble Manish Kumar, J.

Vakalatnama filed by Ms. Eshita Bhasin, Advocate on behalf of UPPTCL is taken on record.

Supplementary affidavit filed by learned counsel for the petitioner is also taken on record.

Heard counsel for the parties and gone through the record.

Submission of counsel for the petitioner is that by the impugned office memorandum dated 23.09.2023, petitioner has been debarred from taking part in tenders of UPPTCL for a period of two years with immediate effect. Further submission is that the said memorandum is issued without any notice or opportunity of hearing to the petitioner.

Ms. Eshita Bhasin, learned counsel for UPPTCL fairly accepts that the said office memorandum is issued without giving any notice or opportunity of hearing to the petitioner.

In view thereof, the impugned office memorandum dated 23.09.2023 cannot stand and is hereby set aside with liberty to the respondents, in case they so desire, to pass appropriate orders, after giving notice or opportunity of hearing to the petitioner.

With the aforesaid, writ petition is allowed.

(Manish Kumar, J.) (Vivek Chaudhary, J.)

Order Date :- 16.11.2023

Nitesh