

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
2014.12.29 14:11
I attest to the accuracy and
authenticity of this document

CWP No. 27009 of 2014 (O/M)
Date of decision : 29.12.2014

M/s Terrier Utility Services Pvt. Ltd. Petitioner

Versus

The Director/Principal, Government Medical College and Hospital,
Sector-32, Chandigarh and others Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH
HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Manjit Singh, Advocate, for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

This is a writ petition challenging the order dated 16.12.2014 (Annexure-P-10), issued by respondent No. 1, whereby the petitioner has been called upon to hand over the vacant possession of the camp office as per the terms and conditions of the contract of agreement to respondent No. 3.

It is a matter of record that the tenders for 'Round the Clock Security and Fire Prevention Service' were invited on 15.7.2013 and the last date for submission of the tender was 12.8.2013. However, the petitioner had not applied for the same within stipulated time, but sought a clarification for the D.C. rates, whereas the other contractors had applied for the tender within time.

In view of the fact that the petitioner did not submit the application form to be considered for allotment of the camp office for running of the 'Round the Clock Security and Fire Prevention Service', the petitioner even lost the right of consideration. In contractual matters, it is a settled proposition of law that a person has right of consideration and not right of allotment. Even in the writ petition, petitioner has not disclosed the subsequent proceedings/pleadings, if any, filed in the previously instituted writ petition. We do not find any illegality in the impugned order dated 16.12.2014 (Annexure-P-10), whereby respondent No. 3, after due consideration, has been allotted the contract for the purpose of running of the 'Round the Clock Security and Fire Prevention Service'. There is no violation of any principle of natural justice and the case does not fall within the judicial purview.

Accordingly, the present writ petition is dismissed.

(KULDIP SINGH)
JUDGE

(AMIT RAWAL)
JUDGE

29.12.2014
sjks