

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Civil Writ Petition No. 21710 of 2014 (O&M)
Date of Decision: 07.01.2015

Pavittar Singh and others

..Petitioners

versus

State of Punjab and others

..Respondents

**CORAM: HON'BLE MR. JUSTICE S.J.VAZIFDAR, ACTING CHIEF JUSTICE.
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH.**

Present : Mr. Parveen Kumar Garg, Advocate,
for the petitioners.
Mr. J.S.Puri, Addl. Advocate General, Punjab,
for respondent No.1.
Mr. Gurmail Singh Harika, Advocate,
for respondents No.2 3 and 5.
Mr. Gopal Singh Nahel, Advocate,
for respondent No.6.

S.J.VAZIFDAR A.C.J. (Oral)

The only reason that the writ petition is disposed of without considering the merits of the matter, is that it has due to passage of time been rendered virtually infructuous. The petitioners have challenged the auction process and the decision of respondent No.2 dated 16.07.2014.

2. By notice (Annexure P-1), the parties were invited to bid in the auction for the work of dusting, cleaning and parking from 01.04.2014 to 31.03.2015.

3. The petitioners tendered their draft signifying their intention to bid at the auction. The petitioners' case, however, is that they had been wrongly and forcibly prevented from entering the premises where the auction was held. On

their representation, Secretary, Market Committee, Sunam, District Mandi Officer, Sangrur and the Administrator, Market Committee, Sunam passed an order declaring that the auction has not been finalized and cancelled the auction.

4. Respondent No.6, who was the highest bidder in the said auction, sought a writ directing the authorities to declare him the successful bidder in the auction and to award him the contract.

5. The said writ petition was disposed of by an order of the Division Bench dated 04.08.2014 in view of the authorities having placed on record a copy of the order dated 16.07.2014 impugned herein, by which the authorities revoked the order annulling the auction and awarded the work to respondent No.6.

6. Now only two months remain. Most of the work has already been completed. Thus, no purpose would be served by keeping this petition pending further.

7. The writ petition is accordingly dismissed. It is, however, made clear that the petitioners would be at liberty to file appropriate proceedings for compensation and damages against the respondents.

(S.J.VAZIFDAR)
ACTING CHIEF JUSTICE

(AUGUSTINE GEORGE MASIH)
JUDGE

07.01.2015
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