

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 8069 of 2015 (O&M)

Date of Decision: 11.09.2015

Jagdeep Singh

--Petitioner

Versus

State of Punjab & others

--Respondents

**CORAM:- HON'BLE MR.JUSTICE S.J. VAZIFDAR.
HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.**

Present:- Mr. M.K. Singla, Advocate for the petitioner.

Mr. Rajinder Goyal, Addl. A.G., Punjab.

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

The petitioner has challenged the order dated 22.4.2015 blacklisting him permanently.

2. The petitioner was awarded work pursuant to tenders invited by the respondents for the construction of *Karampati minor*. The official respondents had received complaints from the local inhabitants about the work being defective. It is neither necessary nor possible in this writ petition to determine the issue as to whether the work carried out by the petitioner was defective or not. We are only concerned with the order of blacklisting.

3. Admittedly, petitioner was not served with a notice calling upon him to show cause as to why he ought not to be blacklisted. The decision was taken in house without any reference to the petitioner. The petitioner has neither been heard nor been given any opportunity of responding to the allegations regarding the work carried out by him being defective. Further, it is a permanent order of blacklisting, which is not permissible.

4. In the circumstances, the impugned order dated 22.4.2015 (Annexure P-8) is quashed and set aside. The official respondents are at liberty to initiate fresh proceedings for blacklisting, if, they so desire in accordance with law.

Disposed of.

(S.J. Vazifdar)
Acting Chief Justice

(Tejinder Singh Dhindsa)
Judge

11.09.2015
lucky