

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 2396 of 2016

1. M/s Ramawatar Agrawal Road Construction Private Limited (A Company Registered Under The Provisions Of Companies Act 1956), Represented By Our Authorised Director, Mayank, Agrawal, Aged 29 Years, S/o Shri Bajrang Lal Agrawal, R/o Panakunj-3, Behind Motilal Petrol Pump, Shrikant Verma Marg, Hansa Vihar, Bilaspur, District Bilaspur, (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Principal Secretary, Public Works Department, Mantralaya, Naya Raipur, Capitol Complex, Head Post Office, Raipur, Tahsil & District Raipur, (Chhattisgarh)
2. The Appellate Authority Under Unified Registration System Of The Govt. Of Chhattisgarh, Throuth The Engineer-In-Chief, Public Works Department, Sirpur Bhawan, Raipur, Tahsil & District Raipur, (Chhattisgarh)
3. The Engineer- In- Chief, Public Works Department, Govt. Of Chhattisgarh, Sirpur Bhawan, Raipur, Tahsil & District Raipur, (Chhattisgarh)

---- Respondent

For Petitioner Shri Raj Kamal Singh, Advocate

For Respondent/State Shri P.K. Bhaduri, Govt. Advocate

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

04/10/2016

1. This petition under Article 226 of the Constitution of India challenges the order passed by the Engineer-in-Chief, Public Works Department, Raipur, lowering the petitioner's grading from 'A' class contractor to 'B' class contractor in the Public Works Department.
2. Admittedly under the Centralised Procedures of the Government of Chhattisgarh for Suspension, Demotion, Non-Renewal & De-Registration of Contractors/Firms, 2014 (Centralised Procedures, 2014) provision for appeal has been provided in clause 5 thereof which is to be decided, to the extent practicable, within a period of 30 days from the date of submission of appeal. The petitioner has submitted an appeal on 12-5-2016 which has not yet been disposed of.
3. Considering the fact that the petitioner's appeal is pending before the Appellate Authority under the Centralised Procedures, 2014, the writ petition is disposed of with a direction to the appellate authority to consider and decide the petitioner's appeal on its own merits, by speaking order, at the earliest preferably within a period of four weeks from today.

Sd/-

Judge
Prashant Kumar Mishra

Gowri