

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 1397 of 2016

Binod Kumar Jaiswal S/o Late Raja Ram Jaiswal, Aged About 53 Years
Proprietor M/s Gaurav Electricals, Opposite Goodluck Tyres, Near Bagga Hotel,
Bilaspur Road, Bhanpuri, P.O. Birgaon, P.S. Khamtarai, Tehsil Raipur, Civil &
Revenue District Raipur, (Chhattisgarh)

---- Petitioner

Versus

1. National Thermal Power Corporation Limited Through The General Manager
(C & M), P.O. Vikas Bhawan, Jamnipali- 495450, Distt. Korba, (Chhattisgarh)
2. National Thermal Power Corporation Limited, Through The General Manager
(Finance), P.O. Vikas Bhawan, Jamanipali- 495450, Distt. Korba, (Chhattisgarh)
3. M/s M. S. T. C. Limited, Through Its Dy. Manager, E R O, Eastern Regional
Office (E R O Kolkata), 225- F, A.J.C. Bose Road, Kolkata- 700020 (West
Bengal)

---- Respondents

For Petitioner	:	Shri Vivek Chopda, Advocate
For Respondents No.1 & 2	:	Shri B.D. Guru, Advocate

S.B. Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

09/11/2016

1. The petitioner has filed this petition aggrieved on account of alleged refusal on the part of the respondents to lift the auctioned quantity of material which the petitioner claims to have purchased in the auction.
2. On the last date of hearing, learned counsel for respondents No. 1 & 2 was directed to seek instructions. Shri B.D. Guru, learned counsel appearing for respondents No. 1 & 2, on instructions, submits that the petitioner is at liberty to lift the quantity purchased by him vide delivery order dated 28.4.2016 (Annexure P-2) in respect of the material, description of which has been stated in auction

paper Annexure P-1 against lot No.381.

3. In view of the above statement which has now been made before this Court by the respondents-Corporation, dispute if any between the parties appears to have been resolved and, therefore, keeping the statement of learned counsel for respondents No. 1 & 2 on record, this petition at this stage is disposed off. As per delivery order, the petitioner shall be allowed to lift the concerned material under lot No.381 in the quantity purchased by him and mentioned in the delivery order dated 28.4.2016 (Annexure P-2).

Sd/-
(Manindra Mohan Shrivastava)
Judge

Praveen