
**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

201

**Civil Writ Petition No.12038 of 2017
Date of Decision: October 31, 2017**

Narinder Kumar

...Petitioner

versus

Food Corporation of India and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AMIT RAWAL**

Present: Mr. Anant Bir Singh Sidhu, Advocate for the petitioner.

Mr. J.S. Puri, Advocate for respondents No.1 & 2.

Mr. Bhupinder Ghai, Advocate for respondent No.3.

AJAY KUMAR MITTAL, J. (Oral)

The challenge in this petition filed under Articles 226/227 of the Constitution of India is to the order dated 03.05.2017 (**Annexure P-9**) passed in pursuance to the direction contained in order dated 03.03.2017 passed by this Court in CWP No.7083 of 2016 vide which the performance of the petitioner in respect of tender for transport contract Mullanpur for the period 01.05.2013 to 30.04.2015 has been considered unsatisfactory without considering the experience certificate dated 27.07.2015 (Annexure P-5).

2. Learned counsel for respondents No.1 and 2 has filed an affidavit dated 31.10.2017 of Sh. Nishith Kumar Pradhan, Deputy General Manager (Contract), Food Corporation of India, Chandigarh, containing an order dated 27.10.2017 passed by the General Manager(R), Food Corporation of India, Chandigarh in Court today. It has been mentioned in the affidavit that as per order dated 27.10.2017, the petitioner has been allowed to take benefit of experience certificate dated 27.07.2015, considering it as a special case. The affidavit along with order dated 27.10.2017 are taken on record, subject to all just exceptions.

3. Learned counsel for the petitioner does not dispute the aforesaid fact.

4. In view of the above, learned counsel for the parties submitted that the present writ petition has been rendered infructuous and prayed that the same may be disposed of as such.

5. Ordered accordingly.

(AJAY KUMAR MITTAL)
JUDGE

October 31, 2017
sonia gugnani

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No