

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

101

**Civil Writ Petition No.25517 of 2017
Date of decision: November 13, 2017**

M/s Om Surgical Industries

....Petitioner

versus

Haryana Medical Services Corporation Ltd.

....Respondent

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

Present: Mr. Sushil Jain, Advocate
for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

1. The challenge in this petition filed under Article 226 of the Constitution of India, is to the order dated 18.09.2017 (**Annexure P-18**) passed by respondent No.1 whereby the representation dated 02.08.2017 (Annexure P-17) submitted by the petitioner in compliance to the order dated 26.07.2017 (Annexure P-16) by this Court in CWP No.16259 of 2017 has illegally been rejected and the tender awarded to the petitioner has been cancelled and it was directed to lift back the material supplied. Further prayer has also been made to quash the orders dated 19.04.2017 and 16.05.2017 (Annexures P-10 & P-14) respectively, whereby the concluded contract of the petitioner has been cancelled on account of subsequent event.

2. At the very outset, learned counsel for the petitioner submitted that inadvertently incorrect copy of Annexure P-2 has been appended along with the writ petition and certain relevant facts have been missed. Accordingly, a prayer was made that he may be allowed to withdraw the present writ petition with liberty to the petitioner to file a fresh writ petition on the same cause of action by furnishing correct and better particulars.

3. Dismissed as withdrawn with liberty as prayed for.

(AJAY KUMAR MITTAL)
JUDGE

November 13, 2017
sonia gugnani

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No