

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.7557 of 2017
Date of Decision: 07.04.2017

M/s Narula Buildwell Pvt. Ltd.

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE S.J.VAZIFDAR, CHIEF JUSTICE
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL, JUDGE.

Present : Mr. Balbir Singh Jaswal, Advocate, for the petitioner.

S.J.VAZIFDAR, CHIEF JUSTICE (ORAL)

The petitioner has challenged the respondents' action inviting fresh tenders. The petitioner's grievance is that pursuant to an earlier tender process, the Superintending Engineer by an internal communication dated 20.12.2016 (Annexure P-3), had recommended the acceptance of the petitioner's tender.

The Chief Engineer again by an internal communication dated 22.12.2016 stated that the work had been approved under the Economic Importance Scheme of CRF and the payment is through direct payment system and that the procedure applicable to the National Highway Works was to be followed as per the Ministry of Road Transport & Highways Rules. The Chief Engineer further observed that these Rules have not been followed for the evaluation of technical and financial bids. He, therefore, decided that the tenders should be recalled at short term basis of 14 days and the procedure as applicable on National Highways works should be strictly followed.

The petitioner has submitted a bid pursuant to the fresh tender process and has now sought to challenge the same.

There was no contract between the parties. There was only a recommendation made by the Superintending Engineer. That does not vest any right in the petitioner. Moreover, the decision to invite fresh tender was taken in December-2016.

The petition is, therefore, dismissed.

(S.J. VAZIFDAR)
CHIEF JUSTICE

07.04.2017
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(ANUPINDER SINGH GREWAL)
JUDGE