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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 3635/2013 & CM APPL. 6809/2013 (stay)**

KISHAN FREIGHT FORWARDERS

..... Petitioner

Through Mr. Ashish Mohan, Mr. Mohit Kumar
and Mr. Chetan R. Wahi, Advs.

versus

UNION OF INDIA & ORS.

..... Respondents

Through Mr. R.V. Sinha and Mr. Amit Sinha,
Advs.

CORAM:

HON'BLE MR. JUSTICE A. K. CHAWLA

ORDER

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21.07.2017

Petitioner assails an order dated 16.05.2013 passed by the Chief
Commercial Manager, Northern Railways, which is as under:-

**“In reference to above, the competent authority (CCM)
has considered that leaseholder’s appeal as well as comments
of the division and decided as follows:-**

**“Decision of the Sr. DCM/FZR is upheld on the ground
that adequate opportunity has been given to the lease holder to
sign the agreement and commence loading. Due process should
be followed for debarring for one year as per decision for Sr.
DCM/FZR.”**

**You are therefore requested to take action accordingly
under advice to this office.”**

During the course of the hearing, both the ld. counsel for the
parties concede that the debarment of the alleged blacklisting is for
one year only. When that is so, nothing survives in the petition. Ld.
counsel for the petitioner states that the petitioner has been
participating in the future tenders, but, it was under the interim orders

of the Court. When, admittedly, the debarment was for only one year, his participation in the tendering for subsequent periods, must have been entertained on its own merits. Suffice to say, it is no one's case that the impugned blacklisting was to survive beyond one year. Petition is therefore, dismissed having been infructuous.

Dismissed.

A. K. CHAWLA, J

JULY 21, 2017

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