

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
WRIT PETITION NO. 9733 OF 2018

ISC Projects-BNA-Infra (JV)

Petitioner

Versus

Union of India & others

Respondents

Mr.S.M.Godsay, advocate for the petitioner.

Mr.M.N.Navandar, Standing Counsel for Respondents No.1 & 2.

CORAM : R.M.BORDE &

MANGESH S. PATIL, JJ.

Reserved on : 17th October, 2018.

Pronounced on : 02nd November, 2018

PER COURT:

1 The petitioner-bidder is praying for issuance of directions to the respondents to set aside the order passed by Respondent-employer holding the petitioner-contractor technically not qualified, by virtue of e-mail order issued on 06.08.2018.

2 Heard learned Counsel for respective parties. Without entering into merits of the controversy, this petition can be disposed of in view of the statement made on behalf of Respondent-employer. Since the objection raised in the matter is of hyper technical nature, it has been decided by the Respondent-employer to open price bid tendered by the petitioner.

3 In view of the decision taken by the Respondent-employer, which has been communicated by the learned Counsel

appearing for Respondent-employer, on instructions, the earlier decision communicated vide e-mail dated 06.08.2018 stand overruled and need not be pressed in service. Since the respondent-employer has decided to open price bid of the petitioner-bidder, grievance raised by the petitioner, in the instant petition, stands redressed.

4 Writ Petition is accordingly disposed of.

MANGESH S. PATIL
JUDGE

R.M.BORDE
JUDGE

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