

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.17094 of 2018
Date of Decision :16.07.2018

Sandeep Enterprises

.....Petitioner

Versus

Food Corporation of India and others

..... Respondents

CORAM: HON'BLE MR.JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

Present : Mr. G.S.Jaswal, Advocate for the petitioner.

KRISHNA MURARI, CHIEF JUSTICE (Oral):

A writ in the nature of *certiorari* is prayed for to quash the Technical Evaluation Report dated 29.06.2018 (Annexure P-2), vide which respondents No.4 to 8 have disqualified the petitioner in a technical bid. Accordingly, the respondents be directed to consider the petitioner as technically compliant and its financial bid be opened.

In brief, the case set out by the petitioner is that the reason assigned by the authorities to reject its technical bid: “**bank account details has not been uploaded which is mandatory as per MTF,**” is apparently erroneous as the petitioner had furnished all the requisite details while submitting its online tender form. In reference to the documents at pages 67 and 68 of the paper book, learned counsel for the petitioner submits that the bank account number of the petitioner firm with relevant details were duly submitted to the respondents along with tender.

Notice of motion to respondent Nos. 1 to 8 only, at this stage.

Mr. J.S.Puri, Advocate, present in Court, accepts notice on behalf of the said respondents. Copies furnished.

Learned counsel for the respondents submits that the petitioner had indeed failed to upload the details of its bank account in terms of clause 7(c)(i) of the MTF, which is mandatory. Further, the contract has already been assigned to respondent No.9, who has nearly executed the work. Be that as it may, he submits that the authorities shall still consider the grievance of the petitioner and pass a speaking order in this regard within a week from today.

The petition is accordingly disposed of in the above terms.

A copy of the order, referred to above, shall be served upon the petitioner within four days of it's being passed by the respondents-authorities.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

16.07.2018

Manoj Bhutani

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No