

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 3633 of 2018 (O&M)
Date of Decision : 16.02.2018

M/s STJ Developers

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE AJAY KUMAR MITTAL*
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Ashwani Kumar Chopra, Senior Advocate with
Mr. Akshit Chaudhary, Advocate for the petitioner.

Ajay Kumar Mittal, J.(Oral)

1. The petitioner has approached this Court by filing a writ petition under Article 226 of the Constitution of India seeking a writ of mandamus for direction to the respondent authorities to accept the financial bid of the petitioner with respect to the commercial chunk/mix land. Further a writ of prohibition has been sought prohibiting the respondent authorities from conducting fresh auction in respect of the said land.

2. Learned counsel for the petitioner, inter alia, submitted that the financial bid of the petitioner has been wrongly rejected in the e-auction held on 25.01.2018. On a query being put to learned counsel for the petitioner as to whether for the relief claimed in this writ petition, any representation has been filed before the concerned authority or not before approaching this Court, learned counsel submits that no such representation has been filed. Learned counsel submitted that he may be allowed to withdraw the present writ petition at this stage by permitting the petitioner to file a detailed and comprehensive representation before respondent No. 3, within 05 days for the relief

claimed in the present writ petition. However, a prayer was made that time bound direction be issued to the said authority to decide the same after affording an opportunity of hearing to the petitioner and by passing a speaking order in accordance with law.

3. After hearing learned counsel for the petitioner, perusing the present writ petition and without commenting anything on the merits of the case, the present writ petition is disposed of by granting liberty to the petitioner to file a detailed and comprehensive representation, raising all the pleas as raised in the present writ petition before respondent No. 3 within 05 days from the date of receipt of certified copy of this order. In case, such a representation is filed, the same shall be decided by the said authority by passing a speaking order and after affording an opportunity of hearing to the petitioner within next seven days in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

February 16, 2018
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>