

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.5183 of 2019
Date of decision: 15.05.2019

ideaForge Technology Pvt. Ltd.

... Petitioner

Versus

Union of India and others

... Respondents

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

Present: Mr. J.S. Bhatia, Advocate, for the petitioner.
Mr. Pankaj Gupta, Senior Panel Counsel,
for respondent Nos.1 & 2 - UOI.
Mr. Aakash Singla, Advocate, for respondent No.3.

KRISHNA MURARI, C.J. (Oral)

Learned counsel appearing for Union of India on the basis of the instructions and learned counsel for respondent No.3 state that after award of the contract, the same has been executed and it is over, thus, this petition has rendered infructuous.

However, learned counsel for the petitioner states that he has no instructions in this regard.

In any case, since the contract has been executed in full and the petitioner is challenging the technical eligibility of respondent No.3 to participate in the tender process, now after execution of the contract the only remedy available to the petitioner is to claim damages after establishing that respondent No.3 was disqualified in a suit to be filed for the same.

We accordingly dismissed the petition as having rendered infructuous with liberty to the petitioner to avail the remedy by filing a suit.

**(Krishna Murari)
Chief Justice**

**(Arun Palli)
Judge**

15.05.2019
Rajan

Whether speaking / reasoned:
Whether Reportable:

YES
NO