

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-11287-2020 (O&M)
Date of decision:- 08.09.2020

Prince Pal Singh

...Petitioner(s)

Versus

Food Corporation of India and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vikas Bahl, Senior Advocate,
with Mr. Nikhil Sabharwal, Advocate,
for the petitioner.
Mr. K.K. Gupta, Advocate,
for the respondents.

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RAVI SHANKER JHA, C.J. (ORAL)

With the consent of learned counsel for the parties, the matter is being taken up and heard via video conferencing.

The petitioner seeks quashing of an order dated 13/14.07.2020 (Annexure P-5) passed by respondents No. 1 and 2 debarring the petitioner from participating in any other tender enquiry of the respondent - Food Corporation of India for a period of three years on the ground that the petitioner has made false/incorrect statement and concealment of fact in the tender document.

Learned senior counsel for the petitioner contends that there is no clause in the tender conditions empowering the respondents to blacklist the petitioner.

After hearing learned counsel for the parties at length and as agreed to by them, we dispose of the petition granting liberty to the petitioner to file a comprehensive representation as regards his grievance before the respondent-authorities, which shall be decided by them by passing a reasoned order by giving an interpretation of the clauses of the tender document especially those relied upon by the Food Corporation of India.

The respondent-authorities shall pass a speaking order and while deciding the representation would be at liberty to recall, withdraw or affirm its previous order, without being prejudiced by its earlier decision or action already taken.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

08.09.2020

Amodh

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