

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.4666 of 2021 (O&M)

Date of decision:- 26.02.2021

Sukhwinder Rai Vijay Kumar and companyPetitioner
Versus
Food Corporation of India and others ...Respondents

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

Present:- Mr. Jastej Singh, Advocate, for the petitioner.
Mr. Sunish Bindlish, Advocate, for the FCI.
(The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court).

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RAVI SHANKER JHA, C.J. (ORAL)

This petition has been filed by the petitioner being aggrieved by the acceptance of the technical bid submitted by respondents No.2 and 3 inspite of an objection by way of a legal notice being raised by the petitioner.

Learned counsel for the petitioner submits that respondents No.2 and 3 are ineligible inspite of which the authorities have held to be qualified in the tender proceedings initiated pursuant to the tender enquiry dated 01.01.2021 without applying their mind to the objections raised by the petitioner in his legal notice.

In such a situation, without expressing any opinion on the merits of the case and leaving all the issues open, the petition filed by the petitioner is permitted to be withdrawn as prayed by learned counsel for the petitioner with liberty to file a fresh petition as and when any cause of action arises or survives.

Dismissed as withdrawn with the liberty aforesaid.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

26.02.2021
ravinder

Whetherspeaking/reasoned	Yes/No
Whetherreportable	Yes/No