

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 6553 of 2021 (O&M)

Date of decision:- 19.03.2021

Modern Stage Services Pvt. Ltd.Petitioner
Versus
State of Punjab and others ...Respondents

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

Present:- Dr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Suvir Sidhu, Advocate, for the petitioner.

Ms. Monica Chibber Sharma, Senior Deputy Advocate
General, Punjab, for the respondents.

(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 decision dated 15.03.2021 taken by the respondents rejecting the petitioner's technical bid on the ground that the firm in which the petitioner was previously a partner has been black listed, though there is no such provision or term in the tender notice which permits the authorities to debar a tendering company on the ground that some previous firm with which one of the members of the company was concerned has been black listed. He further submits that the order of black listing has also been stayed by the Delhi High Court and in such circumstances the authorities have wrongly rejected the petitioner's technical bid. It is also submitted that the petitioner has also filed a representation dated 15.03.2021 (Annexure P-16) before the respondent-authorities which is pending for adjudication. Learned senior counsel for the petitioner further submits that the tender proceedings have yet not been finalized but the authorities are in the process of finalizing the same.

2. In the circumstances and without entering into the merits of the case or making comments on the entitlement and rights of the petitioner company, the petition is disposed of directing the respondent-authorities to look into the representation dated 15.03.2021 (Annexure P-16) filed by the petitioner and take a decision thereon in accordance with law expeditiously. And preferably before proceedings any further if the tender proceedings have not been finalized.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

19.03.2021
ravinder

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