

CWP-7595-2021

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-7595-2021

Date of Decision: 01.04.2021

M/S G.S. Builders

...Petitioner

Versus

State of Punjab & others

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Anurag Chopra, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court putting forth an objection with regard to the restricted right of participation in the tender process in pursuance to the E-tender notice dated 24.02.2021 (Annexure P-2), wherein, apart from the contractors/agencies registered with the Punjab Irrigation Department, L&C Societies, who are registered only with Punjab PWD B&R Department (Principal Department), have been permitted to participate in the said process. This, the petitioner asserts, is discrimination qua the petitioner and other similarly placed contractors, who are registered as contractors of the Public Works Department, Punjab. Highlighting this aspect, petitioner has submitted a representation dated 28.03.2021 (Annexure P-4) to the respondents, which has, till date, not been decided. It has been pointed out that the last date for submitting the tender is 06.04.2021 and therefore, a decision on the said representation dated

(2)

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28.03.2021 (Annexure P-4) submitted by the petitioner may be directed to be given prior thereto.

Without going into merit of the case or commenting thereon, the present writ petition is disposed of with directions to the Principal Secretary, Punjab Water Resources Department, Punjab – respondent No.3 and the Executive Engineer, Jalandhar Drainage Division, Jalandhar – respondent No.4 to consider the representation dated 28.03.2021 (Annexure P-4) on or before 05.04.2021. Decision so taken be conveyed to the petitioner forthwith.

It is made clear that in case the presence of the petitioner is required by the authorities for deciding the issue, it may also be associated with the said process.

This direction, which has been given by us, will be operative only on the counsel for the petitioner supplying a complete copy of the writ petition along with annexures to Ms. Anju Arora, Addl. A.G., Punjab, during the course of the day through email as well as hard copy of the same.

(AUGUSTINE GEORGE MASIH)
JUDGE

(MEENAKSHI I. MEHTA)
JUDGE

01.04.2021

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No