

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP No. 10160 of 2021 (O&M)

Date of decision:- 25.05.2021

S.K.Mittal

.....Petitioner

Versus

State of Haryana and others

...Respondents

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

**Present:-** Mr. Jai Bhagwan Sharma, Advocate, for the petitioner.  
Mr. Deepak Balyan, Addl. Advocate General, Haryana,  
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, CHIEF JUSTICE (oral)**

This petition has been filed by the petitioner against rejection of his technical bid in relation to Notice Inviting Tender (Annexure P-1) for restoration of Palwal Hassanpur Road via Kushak ID 3534, RD1850 to 4400 damaged by the Municipal Council while laying down the sewer line in Palwal District.

While the petitioner contends that he had submitted his original bank guarantee along with the tender form, the respondent-authorities stated that he had only submitted a photocopy of the same. There is a factual dispute between the parties in this regard.

Learned Additional Advocate General appearing for the respondent-State of Haryana submits for the financial bid has not yet been opened, the respondent authorities would re-examine the grievance being made by the petitioner.

In the circumstances and in view of the statement of the learned Additional Advocate General, Haryana, the petition is accordingly disposed of. The grievance of the petitioner regarding the issue of deposit of original bank guarantee shall be reconsidered by the respondent-authorities and a decision thereon, before finalizing the financial bid, shall be taken and conveyed to the petitioner.

With the aforesaid direction, the petition filed by the petitioner stands disposed of.

It is made clear that this Court has not expressed any opinion on the merits of the case and therefore, the respondent-authorities would be at liberty to examine the matter keeping all facts and facets into consideration and thereafter either accept or reject the petitioner’s representation.

(RAVI SHANKER JHA)  
CHIEF JUSTICE

(ARUN PALLI)  
JUDGE

25.05.2021  
ravinder

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |