

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

107

(PROCEEDINGS THROUGH V.C.)

CWP-11062-2021

DATE OF DECISION: JUNE 18, 2021

Janak Raj Atwal and another

.....Petitioners

VERSUS

The Union of India and others

....Respondents

**CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR.JUSTICE GIRISH AGNIHOTRI**

Present: Dr. Surya Parkash, Advocate,
for the petitioners.

Mr. Ankur Sharma, Advocate,
Sr.Panel Counsel for UOI-respondent Nos.1 & 2.

Mr. Ashish Kapoor, Advocate,
for respondent Nos.3 to 5.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioners have approached this Court putting forth a grievance that the tender rejection order dated 03.06.2021 (Annexure P-1) is not in accordance with the terms and conditions of the tender and further that the order dated 08.06.2021 (Annexure P-2) passed while rejecting the representation of petitioner No.1 is not sustainable as it is neither borne out from the record nor is it a speaking order.

Learned counsel for respondent Nos.3 to 5 submits that a fresh well reasoned speaking order would be passed on the representation of the

petitioner by reconsidering the same in accordance with law within a period of one week from today.

In the light of the above, without going into the merits of the case and commenting thereon, the present petition is disposed of with liberty to the respondents to pass a fresh speaking order in accordance with law within a period of one week from today. The order passed by the respondents shall be sent to the petitioners forthwith on the date of passing of the order through e-mail. It is made clear that order dated 08.06.2021 (Annexure P-2), in the light of the statement made by counsel for respondent Nos.3 to 5, has, thus, fallen into oblivion and will not be taken into consideration at all for any purpose.

Further, till the passing of fresh order on the representation of petitioner No.1, the tender process, for which the petitioners applied, shall not be finalized.

(AUGUSTINE GEORGE MASIH)
JUDGE

June 18, 2021
khurmi

(GIRISH AGNIHOTRI)
JUDGE

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