

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 11519 of 2021 (O&M)
Date of decision:- 01.07.2021

M/s GSC DMR JV

.....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:- Mr. Anand Chibber, Sr. Advocate with
Mr. Vibhor Bansal, Advocate, for the petitioner.
Mr. Suveer Sheokand, Addl. Advocate General, Punjab.
Mr. Sahil Sharma, Advocate, for the GMADA.
(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 its technical bid by the respondent-authorities on the ground that the petitioner is a joint venture company and therefore, not eligible to participate in the tendering process and for award of contract for widening and upgradation of 200 feet wide PR-4 Road from village Boothgarh to Togan in New Chandigarh area, SAS Nagar, including three number bridge and 5 years of maintenance (Civil & P.H.Works). Learned counsel for the petitioner has taken this Court to the relevant clauses of the tender documents, according to which, he alleges that joint venture companies are eligible to participate.

Learned counsel for respondents No.2 and 3 submits that the petitioner's representations dated 23.06.2021 and 25.06.2021 (Annexures P-6 and P-7) against the rejection of its technical bid are pending before the respondent-authorities and they shall consider all the issues raised by the petitioner in accordance with law and pass a reasoned order well before finalizing the tender proceedings. He further submits that the financial bid is not going to be finalized before 09.07.2021.

In view of the aforesaid statement made by learned counsel for respondents No.2 and 3, the petition stands disposed of.

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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 accept or reject the same in accordance with law.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

01.07.2021
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Whether speaking reasoned	Yes/No
Whether reportable	Yes/No