

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.13428 of 2021 (O&M)

Date of decision:- 23.07.2021

Dharampal & Company

.....Petitioner

Versus

Food Corporation of India and another

...Respondents

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

Present:- Mr. Manoj Swarup, Sr. Advocate with
Mr. Nitin Jain, Advocate, for the petitioner.

Mr. K.K.Gupta, Advocate, for the respondent-FCI.

(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)

The petitioner has filed this petition being aggrieved by the rejection of its technical bid. As per clause xviii(c) of the MTF, any person aggrieved by the rejection of his technical bid has to approach the authorities prescribed under the said clause within three days and in case the bidder does so within the aforesaid period, the authorities would defer finalizing the tender proceedings till the decision of the grievances raised by him.

Learned senior counsel appearing for the petitioner as well as learned counsel appearing for the Food Corporation of India on advance copy submits that the period of three days mentioned in the aforesaid clause would lapse by today evening.

When confronted with the aforesaid aspect, learned senior counsel appearing for the petitioner submits that the petitioner shall approach the respondent-authorities during the course of the day under the aforesaid clause. On this, learned counsel for the respondent-FCI submits that in case the petitioner does so during the course of the day, the

authorities concerned shall strictly go by the provisions of clause xviii(c) of the MTF and follow the procedure prescribed therein.

In view of the aforesaid statement made by learned senior counsel for the petitioner as well as learned counsel for the respondent-Food Corporation of India, the petition is disposed of in terms thereof by treating the aforesaid statements made by them as part of this order.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

23.07.2021
ravinder

Whetherspeaking/reasoned	Yes/No
Whetherreportable	Yes/No