

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.14112 of 2021 (O&M)

Date of decision:- 29.07.2021

Dharampal and companyPetitioner
Versus
Food Corporation of India and others ...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 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)

This petition has been filed by the petitioner being aggrieved by the rejection of its technical bid as well as the appeal filed by the petitioner against the said rejection by the respondent-authorities.

During the course of hearing, we had asked learned counsel for the respondent-Food Corporation of India to apprise us of the rates quoted by the petitioner and the tenderer who has been adjudged L-1. Accordingly, we are informed that the agency that has been declared L-1, its price bid is 59% ASOR.

To this, learned senior counsel appearing for the petitioner, on instructions, submits that the petitioner's bid is higher than the successful tenderer. Therefore, in the given circumstances, he submits that the issues raised by the petitioner be not adverted to on-merits and he be permitted to withdraw the petition keeping all the issues open for adjudication in appropriate proceedings.

In view of the aforesaid statement made by learned counsel for the petitioner, the petition is dismissed as withdrawn. All the issues raised by the petitioner are kept open for adjudication in appropriate proceedings.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

29.07.2021
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