

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13812 of 2022

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Jai Ambe Corporation, through its Proprietor Kamlesh Kumar Gender-Male, aged about 48 Years, R/O-1st Floor, Harigovind Bhawan, New Dak Banglow Chowk, P.S.-Kotwali, District-Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Food Civil Supply and Consumer Affairs, Government of Bihar.
2. The Chairman-Cum-Managing Director, Food Corporation of India, New Delhi.
3. The Executive Director, Food Corporation of India, Zonal Office, Kolkata, West Bengal.
4. The Additional General Manager, Regional office, Food Corporation of India, Arunachal Bhawan, Exhibition Road, Patna-800001.
5. The Managing Director, Bihar State Warehousing Corporation, Maurya Lok Complex, Patna.
6. The Secretary, Bihar State Warehousing Corporation, Maurya Lok Complex, Patna.
7. The Assistant Engineer, path Awar Pramandal No.01, Sheohar, Bihar.
8. The Samras Product Private Limited, West of Sadar Hospital, Sitamarhi.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan, Advocate

For the Respondent/s : Mr. Arvind Ujjwal, SC-4
Mr. Prabhakar Tekriwal, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

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(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/ Hon'ble Judges through Video Conferencing from their residential offices/residences. Also, the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

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Date : 16-09-2022



Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

- i. For issuance of an appropriate Writ(s) of Mandamus for quashing the Technical Report dated 15.06.2022 which is submitted by the concerned authority for the qualified/eligible candidate for 10,000 MT Capacity Godown at Sheohar location for the financial bid in the notice inviting tender dated 11.02.2022 bearing E-Tender No.-02/PEG/2021-22 regarding the construction of Godown for FCI storage which is required to be managed by tenders and supervised by Bihar State Warehousing Corporation for a guaranteed lease of ten year on Build, Own and Operate/lease basis of 50,000 MT Capacity for storage of Food Grain.
- ii. For issuance of an appropriate Writ(s) of Mandamus to stay on allotment of construction of Godown for aforesaid Sheohar location on the basis of financial Bid dated 28.06.2022 where respondent No. 08 is qualified as L-1 and the present petitioner is qualified as L-2 respectively in the above tender.



iii. For issuance of any other appropriate writ/writs, order/orders, direction/directions, relief/reliefs as your Lordship may deem fit and proper in the facts and circumstances of the case.

Learned counsel for the petitioner seeks permission to withdraw the present petition reserving liberty to file a fresh petition with better particulars on the same and subsequent cause of action.

Permission granted.

As and when any such petition is filed, the same shall be listed on priority basis.

The instant petition stands disposed of as withdrawn with the liberty aforesaid.

Interlocutory Application(s), if any, shall stand disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	20.09.2022
Transmission Date	

