

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

**CM-12254-CWP-2022 in/and
CWP No.27333 of 2019 (O&M)
Date of Decision :17.08.2022**

Ghanaram Infra Engineers Pvt. Ltd.

.....Applicant-Petitioner

Versus

State of Haryana and others

..... Respondents

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

Present : Mr. Ashok Aggarwal, Sr. Advocate with
Mr. Mukul Aggarwal, Advocate;
Mr. Shrenik Jain, Advocate;
Mr. Haripal, Advocate; and
Mr. Atul Lakhanpal, Sr. Advocate with
Mr. Arvindpal Singh, Advocate
for the applicant/petitioner.

Mr. Deepak Balyan, Addl.A.G. Haryana.

RAVI SHANKER JHA, CHIEF JUSTICE (Oral):

CM-12254-CWP-2022

Application is allowed as prayed for and reply to the affidavit dated 25.07.2022, filed by Sh. Suresh Kumar, Executive Engineer, Panipat W.S.Division Panipat, is taken on record.

CWP No.27333 of 2019

The petitioner has assailed the order dated 13.09.2019, vide which the Tender Allotment Committee has cancelled the tender qua remodeling and rehabilitation of PD Branch from RD 0 to RD 145250 i.e. Munak Head to Khubru Head by providing concrete lining and modeling

of structures.

While issuing notice of motion on 23.09.2019, this Court had stayed the proceeding dated 13.09.2019, qua agenda No.7 and restrained the authorities from re-tendering. Apparently, the petition is pending for nearly three years. The records show that the numerous affidavits have been filed by the parties from time to time which reveal that *de hors* the pendency of this petition the parties were in negotiation to resolve the matter, which remained inconclusive.

Learned State counsel, on instructions from Sh. Suresh Kumar, Executive Engineer, Panipat W.S.Division, Panipat, submits that the State-authorities are still willing to renegotiate the matter for an amicable resolution of the dispute.

To this, learned Senior counsel for the petitioner, on instructions, submits that the petitioner is willing to accept the condition of price escalation and price adjustment w.e.f. 02.06.2021 and in any case to re-negotiate the matter with the respondent-authorities to reach a mutually viable and acceptable solution.

Learned State counsel submits that the authorities shall soon fix a date to facilitate the process of negotiations between the parties and shall notify the same, well in advance, to the petitioner.

In the wake of the above and the statements made by learned counsel for the parties, the petition is accordingly disposed of. As the interim order granted by this Court on 23.09.2019, is in operation to date,

the same shall continue to operate till the process of negotiation is concluded and an order in this regard is passed.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

17.08.2022
Manoj Bhutani

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