

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

**CWP-27866-2022 (O&M)
Date of decision: 05.12.2022**

M/s Bhaichara Goods Transport Truck Union

... Petitioner

Versus

Food Corporation of India and others

... Respondents

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

Present: Mr. H.P.S. Bhinder, Advocate, for the petitioner.

Mr. Ravi Kamal Gupta, Advocate, for respondents No.1 & 2.

RAVI SHANKER JHA, C.J. (Oral)

The petitioner, who had initially been granted the contract for handling and transportation of food grains and allied material etc. at Rail Head Narwana, District Jind, pursuant to tender enquiry dated 14.01.2022, has filed this petition being aggrieved by the fact that the respondent-authorities are not restoring the work that had been awarded to it pursuant to the aforesaid contract in spite of the fact that the order terminating the contract dated 12/14.09.2022 has been set aside by the Grievance Redressal Committee, vide minutes dated 28.09.2022, which has also been affirmed and confirmed by the Deputy General Manager (Cont.) in its communication dated 25.10.2022.

Learned counsel for the petitioner submits that in spite of the fact that the contract of the petitioner has been restored, the respondent-authorities are not permitting it to execute the same and they are allowing

respondent No.3 to execute the work which is under contract of the petitioner.

Learned counsel for respondents No.1 & 2-FCI, appearing on advance notice, does not dispute the fact that the tender awarded to the petitioner has been restored with immediate effect and the petitioner as on date is entitled to execute the contract upto the end of its period, i.e. 03.04.2024. He, however, submits that the respondent-authorities may be granted three days' time to take a decision in the matter.

In view of the aforesaid, looking to the fact that the submissions and the factual aspects raised by the petitioner is not disputed, and learned counsel for the respondent(s) fairly submits that the authorities will take a decision within 3 days, taking the statement on record, the petition stands disposed of in terms thereof.

(Ravi Shanker Jha)
Chief Justice

(Arun Palli)
Judge

05.12.2022
Rajan

Whether speaking / reasoned:	YES/NO
Whether Reportable:	YES/NO