

2023:PHHC:053513-DB
IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
126

CWP-6880-2023
Date of decision: April 18, 2023

BIMALRAJ OUTSOURCING PRIVATE LIMITED AND OTHERS

.....PETITIONERS

Versus

MUNICIPAL CORPORATION GURUGRAM AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Puneet Bali, Sr. Advocate,
with Mr. Tushar Sharma, Advocate,
and Ms. Mahima Gill, Advocate,
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned senior counsel for the petitioners contends that no reasons whatsoever for rejection of the technical bids of the petitioners have been given by the respondents. Rather a complaint letter for rejection of the bids has been submitted by the petitioners, which objections, with regard to the persons whose technical bids have been accepted, have been neither considered nor decided by the respondents till date. It is asserted that these objections/infirmities were submitted by the petitioners, as sought for by the respondents themselves. The said representation is dated 20.03.2023 (Annexure P-12) which is addressed to the Commissioner, Municipal Corporation, Gurugram.

Notice of motion.

On the asking of the Court, Mr. Pravindra S. Chauhan, Sr.

Addl. A.G. Haryana, accepts notice on behalf of respondents No. 1 to 3.

Without going into the merits of the case or commenting thereon, we dispose of the present writ petition by directing the Commissioner, Municipal Corporation, Gurugram-respondent No. 2 to consider and decide the representation/objections/infirmities dated 20.03.2023 (Annexure P-12) within a period of two weeks. In case, no tender has been allotted till date, the same be kept in abeyance till a decision is taken on the representation. The decision, so taken, be conveyed to the petitioners forthwith.

It is also clarified that the reason for rejection of the technical bid of the petitioners should also be informed to the petitioners in writing. If the Commissioner, so desires, may give personal hearing to any of the affected parties including the petitioners.

(AUGUSTINE GEORGE MASIH)
JUDGE

April 18, 2023
PJ

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned: *Yes/No*

Whether reportable: *Yes/No*