

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP-11498-2023 (O&M)
Date of decision:-28.07.2023

BIMLRAJ OUTSOURCING PRIVATE LIMITED AND
OTHERS

.... Petitioners

VS

MUNICIPAL CORPORATION GURUGRAM AND OTHERS

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Tushar Sharma, Advocate for the petitioners.

Mr. Ankur Mittal, Advocate and
Ms. Kushaldeep Kaur and Mr. Siddhant Arora, Advocates
for Mr. P.S. Chauhan, Advocate for respondents No. 1 to 3.

Mr. Sandeep Goyal, Advocate
Mr. Rishab Singla, Advocate
Mr. Nitish Bansal, Advocate
Mr. Ishaan Loomba, Advocate
Mr. Mohit Bassi, Advocate for respondents No. 4 & 6.

Mr. Nilesh Bhardwaj, Advocate for respondent No.7.

Ritu Bahri, J. (Oral)

In the present petition, petitioner has sought for setting
aside/quashing of order dated 09.05.2023, Annexure P-16.

Pursuant to the direction given by this Court vide order
dated 18.04.2023, the matter was taken up by the Municipal
Corporation, Gurugram and vide order dated 09.05.2023, Annexure P-
16, the tender bid has been rejected on the ground that they did not

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comply with the mandatory document submissions within the specified timeframe for tendering process as per standard bid document/RFP.

Grievance of the petitioner, in this writ petition is that even this order does not disclose which documents were not given by the petitioner and it is not a valid speaking order.

At this stage, counsel for the respondents submits that since the proceedings have been stayed by this Court, a fresh order can be passed by the Municipal Corporation, Gurugram after affording the opportunity of hearing to the petitioners and all other stakeholders and thereafter, detailed speaking order can be passed within two weeks.

Learned counsel for respondents No. 4 and 6 submits that bids of respondents No. 4 and 6 have been accepted.

Keeping in view the above fact, the order dated 09.05.2023, Annexure P-16 is set aside. This petition is disposed of by giving direction to the Commissioner, Municipal Corporation, Gurugram to pass a fresh order within two weeks, in accordance with law. A direction is being given to petitioners as well as all the stakeholders to appear before the Commissioner, Municipal Corporation, Gurugram on 02.08.2023 at 11:00 am.

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Learned counsel for respondents No. 1 to 3 submits that he will inform all the stakeholders, whose bids have been accepted, through e-mail or at registered mobile number, today itself, to appear on 02.08.2023 before the Commissioner Municipal Corporation, Gurugram.

It is further stated that after passing of the speaking order, for the next four days, it will not be implemented.

**(RITU BAHRI)
JUDGE**

**(MANISHA BATRA)
JUDGE**

28.07.2023
pooja saini

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No