

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

CWP No.19902 of 2023

Date of Decision :11.09.2023

M/s JMD Traders Prop.

.....Petitioner

Versus

Food Corporation of India and others

..... Respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

HON'BLE MR.JUSTICE HARKESH MANUJA, JUDGE

Present : Mr. P.S.Rana, Advocate for the petitioner.

Mr. Sumit Jain, Standing Counsel for FCI.

ARUN PALLI, J. (Oral):

Vide order dated 24.11.2021, the petitioner was debarred from participating in future tender of FCI for a period of five years for non-submission of performance guarantee in terms of the tender conditions. Wherafter he moves the authorities, vide letter dated 16.02.2022, which also has since been rejected, vide order dated 03.03.2022.

Having argued the matter at some length, learned counsel for the petitioner submits that he be permitted to withdraw the petition so as to enable the petitioner to pursue the appeal preferred by it under clause 25(ii) of the MTF (P-18) as also the legal notice dated 22.11.2022 and request letter dated 16.04.2023, the respondents have been served with.

Mr. Sumit Jain, Standing Counsel for FCI is present on behalf of respondents No.1 to 4 and submits that in case any such appeal/legal notice/request, as indicated above, is indeed pending consideration, before

the competent authority, the same shall be considered and dealt with in accordance with law. And appropriate order shall be passed thereupon and communicated to the petitioner.

In the wake of the statement made by learned counsel for the parties, the petition is accordingly disposed of.

This Court is sanguine that the competent authority shall pass appropriate orders, as expeditiously as possible, assigning reasons in support thereof.

(ARUN PALLI)
JUDGE

(HARKESH MANUJA)
JUDGE

11.09.2023
Manoj Bhutani

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