

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-5593-2024(O&M)
Date of decision: 07.03.2024

M/s Lakshay and Company
... Petitioner
Versus
State of Haryana and others
... Respondents

CORAM: HON’BLE MR. JUSTICE ARUN PALLI
HON’BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Jagdeep Singh Rana, Advocate,
for the petitioner.
Mr. Ankur Mittal, Addl. AG, Haryana, and
Ms. Kushaldeep Kaur, Advocate.

ARUN PALLI, J. (Oral)

Tenders were invited by Public Health Engineering Department, Government of Haryana for Operation and Maintenance of Water Supply Scheme 32 MLD Water Treatment Plant at Badli for Nuh Nalhar Medical College Nuh Town and surrounding 17 Nos. village and Farrukh Nagar, Pataudi, Haily Mandi along with 11 Nos. villages District Gurugram along with civil structures, all mechanical and electrical components, inlet channel size 1200 mm NP3 585 Mtr. and 100 mm i/d to 900 mm i/d DI pipe line, for the period of 3 Years from the date of commencement (P-1).

The limited grievance that the petitioner has is that vide order dated February 29, 2024, the Tender Evaluating Committee (TEC) has declared the petitioner-Company non-responsive/non-compliant, owing to lack of experience of having executed the similar works. It is not in dispute that vide representations dated 29.02.2024 (P-6) and 02.03.2024 (P-7), the

petitioner has already filed objections against the decision of the Committee declaring it ineligible/non-responsive.

Served with the advance copy of the petition, Mr. Ankur Mittal, Additional Advocate General, Haryana, on behalf of the respondents, is present in Court. At the outset, he submit that as the competent authority is already in seisin of the objections (representations) filed by the petitioner, let this petition be disposed of, at this stage, to enable the respondents to consider the same, and pass appropriate orders, in accordance with law. He submits that necessary orders, in this regard, shall be passed on or before 13th March 2024. Further, to address the apprehension of the petitioner, he submits, till that time, the price bid shall not be opened

That being so, learned counsel for the petitioner submits that let this petition be disposed of in terms of the statement of learned State counsel.

In the wake of the position sketched out above, and in terms of the statements made by learned counsel for the parties, the petition stands disposed of.

(Arun Palli)
Judge

(Vikram Aggarwal)
Judge

07.03.2024
Rajan

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