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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ W.P.(C) 553/2024 and CM APPL. 2496/2024 & 2497/2024  
**SHRI VENKATESHWAR CONSTRUCTIONS-VDB**  
**PROJECTES (P) LTD. (JV)** ..... Petitioner  
Through: Mr. Sushant Kumar, Advocate.

versus

**MINISTRY OF ROAD TRANSPORT AND HIGHWAYS,**  
**GOVT OF INDIA** ..... Respondent  
Through: Mr. Anurag Ahluwalia, CGSC with  
Mr. Tarveen Singh Nanda, Advocate  
and Mr. Pankaj Rahi, Assistant  
Executive Engineer, for respondent.

**CORAM:**  
**HON'BLE THE ACTING CHIEF JUSTICE**  
**HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA**

**ORDER**  
**18.01.2024**

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1. The present writ petition has been filed challenging the tender dated 08<sup>th</sup> January, 2024 issued by the respondent for the widening of road of Khammkam-Kurvi Section of NH365A in the State of Telangana. The grievance of the petitioner is that vide letter dated 08<sup>th</sup> January, 2024 the bid submitted by the petitioner was rejected with remarks “*Technically Non-Responsive as per clause 2.2.2.1 of RFP*”.
2. Learned counsel for the respondent states that the petitioner’s representation was rejected by the Evaluation Committee on 16<sup>th</sup> January, 2024. He states that thereafter the Financial Bids were opened and the L-1 bidder has been declared. Learned counsel for the petitioner admits that the petitioner’s bid was higher than the L-1’s bid.



3. In view of the aforesaid, the present writ petition and applications are disposed of as infructuous. However, issue of law raised in the present petition is left open.

**ACTING CHIEF JUSTICE**

**MANMEET PRITAM SINGH ARORA, J**

**JANUARY 18, 2024**

*B.S. Rohella*