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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(C) 11496/2024 & CM Nos.47702-03/2024

EASY TRIP PLANNERS LTD.

.....Petitioner

Through: Mr Saurabh Kirpal, Sr Adv. with Ms
Priyanka Sethia, Ms Devika Mohan,
Ms Poonam Shekhawat and Ms Adya
Luthra, Advs.

versus

UNION OF INDIA & ANR.

.....Respondents

Through: Mr Shashank Garg, CGSC with Ms
Aradhya Chaturvedi and Ms Nishtha
Jain, Advs.

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

21.08.2024

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[Physical Hearing/Hybrid Hearing (as per request)]

CM No.47703/2024

1. Allowed, subject to just exceptions.

**W.P.(C) 11496/2024 & CM No.47702/2024 [Application filed on behalf of
the petitioner seeking interim relief]**

2. This writ petition seeks to assail the notice dated 21.06.2024 issued by
respondent no.2/Embassy of India, Abu Dhabi, whereby it annulled the
tender process in terms of “clause (xiii)(k) of Chapter III of the RFP”.

2.1 The record discloses that the tender was issued on 24.07.2023 seeking
a Request for Proposal [RPF] for ‘Outsourcing of Consular-Passport-Visa

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(CPV)-OCI-Attestation services at Embassy of India, Abu Dhabi and Consulate General of India, Dubai’.

3. Mr Saurabh Kirpal, learned senior counsel, who appears on behalf of the petitioner, says that no reasons have been accorded for cancellation of the tender.

4. Mr Shashank Garg, Central Government Standing Counsel (CGSC), who appears on advance notice on behalf of respondent no.1/UOI, on instructions, says that respondent no.1/UOI is in the process of issuing a fresh tender; an exercise which is likely to reach culmination within the next two (2) to three (3) months.

5. A perusal of the prayer clause ‘A’, shows that, in effect, the petitioner not only seeks *mandamus* from this Court for quashing the aforementioned notice cancelling the tender but also in the alternative, issuance of a direction for withdrawal of the notice and consequentially, being directed to conclude the tender process in a time bound manner, *albeit*, in the larger public interest.

6. Besides this, a direction is also sought *via* prayer clause ‘B’ to call upon the respondent to submit the record concerning the RFP dated 24.07.2023.

6.1 In addition thereto, a direction is sought, *inter alia*, for calling the record concerning the annulment of the tender.

7. Given the nature of the reliefs sought and the statement made by Mr Garg, on instructions, we are not inclined to entertain the writ action at this juncture. This is not a case where the tender was awarded and thereafter, cancelled. Had a situation arisen, perhaps, Mr Kripal’s contention would

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have had weight.

- 7.1 In any event, the writ action appears to be premature.
8. The writ petition is disposed of in the aforesaid terms.
9. Consequently, the pending application shall stand closed.
10. Parties will act based on the digitally signed copy of the order.

RAJIV SHAKDHER, J

AMIT BANSAL, J

AUGUST 21, 2024/aj

Click here to check corrigendum, if any

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