

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 12877/2021

M/s Bgcc Modi (Jv), 9, Leela Mansion Raj Bhawan Road, Civil Line, Jaipur - 302006 (Rajasthan) Through Authorised Signatory Anil Kumar Agarwal S/o Om Prakash Agarwal, Age 52 Years, R/o B-24, Tagore Path, Ram Nagar, Sodala, Jaipur.

----Petitioner

Versus

North Western Railway, Jaipur, Chief Engineer/const. - (Iv) Jaipur, Rajasthan.

----Respondent

For Petitioner(s)	:	Mr. Jatin Harjai with Mr. Mohit Kumar Soni
For Respondent(s)	:	Mr. Anand Sharma

HON'BLE MR. JUSTICE AVNEESH JHINGAN
HON'BLE MRS. JUSTICE SHUBHA MEHTA

Order

06/02/2024

AVNEESH JHINGAN, J (Oral):-

1. This is a petition filed seeking directions to the respondent to permit the petitioner for submission of Tax Invoices.
2. The grievance raised is that the representation dated 13.10.2021 has not been decided by the respondent.
3. Learned counsel for the respondent submits that there is a remedy of arbitration with the petitioner.
4. Considering that as per the terms and conditions of the tender, the price was inclusive of tax and during the currency of the tender there was a change in circumstances. Without commenting upon the merits of the case or on availability of alternative remedy, this petition is disposed of with directions to



respondent No.1 to decide the representation of the petitioner dated 13.10.2021 in accordance with law, as expeditiously as possible.

(SHUBHA MEHTA),J

(AVNEESH JHINGAN),J

Chandan/Himanshu/23