

19th Sept.,2025
Item no.D/L 05
Court No. 14
Pradip, A.R.(Ct.)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

Case No. **WPA 21634 of 2025**

In the matter of :
Surya Alloy Industries Limited & Anr.
.... Petitioners
VS.
Union of India & Ors.
....Respondents

For the Petitioners:
Mr. Bikash Ranjan Bhattacharya, Sr. Adv.
Mr. S. Majumdar
Mr. T. Chakraborty
Mr. Kallol Saha
Mr. Farhan Ghaffer
....Advocates

For the State:
Mr. Rajesh Upadhyay
Mr. Supriyo Kundu
....Advocates

1. Affidavits of service filed in Court today are taken on record.
2. The petitioners are aggrieved by the notice to show-cause dated 20th August, 2025.
3. Learned senior counsel for the petitioners refer to Clause 15.1 of the Corrigendum no. 2 of October, 2023 of the Indian Railways Standards Specification For Elastic Rail Clips (Serial No. T-31-2021) and Clause 1502 of the Standard Conditions of Contract 2022 revised on September, 2022 Railway Board, Ministry of Railways, Government of India in support of the submission that the show-cause notice could not have been issued at all.

4. It is settled law that issuance of show-cause notice does not give rise to any cause of action, far less, any punitive or coercive action.
5. The time period to submit reply to the show-cause notice has not expired. It will be open for the petitioners to respond to the show-cause notice.
6. The concerned authority shall consider the response of the petitioners to the show-cause notice in accordance with the legal statutory conditions.
7. The writ petition stands disposed of.
8. Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Amrita Sinha, J.)