IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 32079 of 2026
CNR No.ODHC010739812026

Jay Prakash Sharma .... ***Petitioner***
Mr. Subham Agrawal, Advocate

-versus-

State of Odisha and others .... ***Opposite parties***
Mr. Debashis Tripathy, Additional Government Advocate

CORAM:
HON'BLE THE CHIEF JUSTICE
AND
HON'BLE MR JUSTICE CHITTARANJAN DASH

ORDER
28.10.2026

Order No.

01. **1.** The grievance of the petitioner in the instant writ petition is non-consideration of his representation dated 21st August, 2026 submitted with the authority raising serious issues on various documents submitted by the opposite party No.4. The petitioner is a registered contractor and participated in the tender process floated for the purpose of the 'construction of RD road to Colonypada Road in the district of Kalahandi under Mukhya Mantri Sadak Yojana Scheme for the year 2026-27'.

2. Though the petitioner was otherwise technically qualified, later on found that the opposite party No.4 was also declared as technically qualified in the said tender. Immediately, the petitioner raised a grievance before the authority on the authenticity of the machinery lease documents submitted by the opposite party No.4,

which is one of the essential conditions under the eligibility criteria. Once a serious issue relating to the authenticity and/or genuinity of a document is raised, the authorities cannot sit idle nor keep the issue pending for all the time to come.

3. The authorities must show alacrity in this regard and take a decision as to whether the documents submitted by the opposite party No.4 is genuine or not. We, therefore, direct the concerned authority to dispose of the representation submitted by the petitioner within three weeks from the date of communication of this order, if necessary, after affording an opportunity of hearing to the parties and communicate the decision to the parties immediately.

4. The entire exercise shall be completed within the time stipulated hereinabove. For abundant precaution, we make it clear that we had no occasion to go into the merit or demerit of those allegations and it is open to the authorities to take an independent decision without being influenced by any observation made in this order.

5. The instant writ petition is, thus, disposed of.

(Harish Tandon)
Chief Justice

(Chittaranjan Dash)
Judge

Signature Not Verified
Digitally Signed
Signed by: SISIRA KUMAR BEHERA
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 30-Oct-2026 12:35:47