

CWP-37357-2025 (O&M) and
other connected matters -1-

2026:PHHC:007554-DB



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

112+272 +275+276+283

1. CWP-37357-2025 (O&M)
Date of Decision : 20.01.2026

THE HOT MIX PLANT OWNERS ASSOCIATION PUNJAB
.... PETITIONER

V/S

STATE OF PUNJAB AND OTHERS RESPONDENTS

2. CWP-37373-2025 (O&M)

ASSOCIATED ENGINEERS AND ANOTHER PETITIONER

V/S

STATE OF PUNJAB AND OTHERS RESPONDENTS

3. CWP-38481-2025 (O&M)

B S BUILDERS PETITIONER

V/S

STATE OF PUNJAB AND OTHERS RESPONDENTS

CWP-37357-2025 (O&M) and
other connected matters -2-

2026:PHHC:007554-DB



4. CWP-38499-2025 (O&M)

M/S GAANESH KARTIKEY CONSTRUCTIONS PVT LTD

.... PETITIONER

V/S

STATE OF PUNJAB AND OTHERS

.... RESPONDENTS

CORAM : HON'BLE MRS. JUSTICE LISA GILL

HON'BLE MR. JUSTICE RAMESH CHANDER DIMRI

Present : Mr. Sanjeev Sharma, Sr. Advocate with
Mr. Jugnesh Goyal, Advocate
for the petitioner (s) in all petitions.

Mr. R.S.Pandher, Addl.A.G., Punjab.

Ms. Anu Chatrath Kapur, Sr. Advocate with
Mr. Ratik Kapur, Advocate and
Mr. Sanjeev Soni, Advocate and
Ms. Jyoti Pandey, Advocate
for respondent No.2 in CWP-37357 & 37373-2025
for respondents No.3 to 5 in CWP-38481 & 38499-2025.

Mr. Jasjit Saini, Advocate
for respondent No.6/caveator in CWP-38481-2025.

LISA GILL, J. (Oral)

1. At request and with consent of learned counsel for parties, all
the abovesaid four writ petitions are taken up together for adjudication and
decision.



2. Prayer in all the writ petitions is as under :

(i) CWP-37357-2025 :-

The petitioners seek quashing of impugned eligibility conditions contained in Clause 4.3(B)(b) read with Clause 32 of the tender document (NIT No. 20), including requirement of ownership of specified machinery as detailed in Annexure-I. Further prayer is for issuance of direction to respondent-authorities to suitably amend the tender conditions so as to ensure fair, equal, and non-discriminatory participation in accordance with law. Petitioners also pray for stay of further tender process, including receipt and evaluation of bids, during the pendency of writ petition.

(ii) CWP-37373-2025

Prayer in this writ petition is for quashing and setting aside impugned tender conditions contained in NIT No. 20, particularly those clauses which allegedly artificially restrict the definition of “road works” and impose eligibility criteria. Further prayer is for issuance of direction restraining the respondent authorities from proceeding with the technical evaluation of bids on the basis of impugned criteria and for consideration of bids in a fair and non-discriminatory manner.

(iii) CWP-38481-2025

Prayer in this writ petition is for quashing the technical evaluation



result dated 18.12.2025 and all consequential actions arising therefrom. Further prayer is for setting aside eligibility conditions contained in Clause 4.3(B)(b) read with Clause 32 of the tender document, including condition mandating ownership of specified machinery and plants as per Annexure-I. Further prayer is for stay of execution of any agreement and/or issuance of work order pursuant to the impugned technical evaluation, pending final adjudication of the writ petition.

(iv) CWP-38499-2025

Prayer in this writ petition is for quashing decision of Technical Evaluation Committee whereby petitioner was declared technically non-compliant and respondent No.6 was declared eligible. Further prayer is for quashing the financial bid summary dated 18.12.2025 declaring respondent No.6 as L-1 and for staying the execution of any agreement or issuance of work order pursuant to the impugned technical and financial evaluation.

3. Document inviting bids for Re-planning and Beautification of C-Block, Ranjit Avenue, 97 Acres and District Shopping Centre Scheme Improvement Trust Amritsar was issued by petitioner No.2-Amritsar Improvement Trust. Present writ petitions emanate from grievances arising therefrom and action taken pursuant thereto.

4. Learned counsel for the State on instructions from Mr.



Bhagwant Rai Kalia, Under Secretary, Local Govt., present in Court today submits that it has been decided to withdraw/cancel tender dated 31.10.2025. Formal intimation regarding the cancellation shall be issued to all the participants well before notification of any fresh tender.

5. Learned counsel for respondent No.2 submits that grey areas as have been pointed out by the petitioner in CWP-37357-2025 and as noted in order dated 12.12.2025 passed therein, shall be looked into before issuance of any fresh tenders. Learned counsel for respondents submit that all these writ petitions are, thus, rendered infructuous.

6. Learned counsel for petitioners are unable to deny the same.

7. Learned counsel for respondent No.6 in CWP-38499-2025 however submits that cancellation of tender by respondents is absolutely illegal and unjustified. However, in our considered opinion, such averment does not entail continuation of proceedings in present writ petitions. Respondent No.6 is at liberty to challenge cancellation/withdrawal of tender in accordance with law, if so advised.

8. In view of the stand of official respondents as above, we do not find any justification for continuation of any of the afore-said writ petitions. Needless to say action in respect to cancellation of tender and consideration of grey areas be carried out by authorities in terms of the stand as above taken before this Court. It is however clarified that there is no expression of any opinion on merits of the matter.

CWP-37357-2025 (O&M) and
other connected matters -6-

2026:PHHC:007554-DB



9. Keeping in view the above facts and circumstances as above, all the four writ petitions are accordingly disposed of. Pending application(s), if any, also stand(s) disposed of accordingly.

(LISA GILL)
JUDGE

(RAMESH CHANDER DIMRI)
JUDGE

20.01.2026
anju

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No