

Assam vs The State Of Assam And 5 Ors on 2 September, 2022

Author: Suman Shyam

Bench: Suman Shyam

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GAHC010174172022

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/5687/2022

M/S MB OMM
GUIJAN GHAT, P.O- RANGAGORAH, GUIJAN, DIST- TINSUKIA, ASSAM, PIN-
786147,
HAVING GST REGD NO.-18AVWPD8621M1ZU AND LICENSE NO.
10317017000176 ISSUED
UNDER FOOD SAFETY AND STANDARDS ACT,2006 BY THE GOVT. OF
ASSAM,
COMMISSIONERATE OF FOOD SAFETY, ASSAM, UNDER HEALTH AND
FAMILY WELFARE DEPARTMENT, ASSAM,
A HOUSE BOAT, WHICH IS PROPRIETORIAL CONCERN OF PRASSANNA
DAS,
AGE -62 YRS,
S/O- LATE PARSURAM DAS,
R/O- VILLAGE GUIJAN,
P.O- RANGAGORAH,
P.S AND DIST- TINSUKIA

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, TOURISM DEPARTMENT, GOVT. OF ASSAM, SACHIVALAYA,
DISPUR, GUWAHATI- 781006, ASSAM.

2:THE ASSAM TOURISM DEVELOPMENT CORPORATION LIMITED
ASOM PARYATAN BHAWAN (4TH FLOOR)
A.K. AZAD ROAD
PALTAN BAZAR
GUWAHATI- 781008

REPRESENTED BY THE MANAGING DIRECTOR

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ASSAM TOURISM DEVELOPMENT CORPORATION LIMITED
ASOM PARYATAN BHAWAN (4TH FLOOR)
A.K. AZAD ROAD
PALTAN BAZAR
GUWAHATI- 781008.

3:THE MANAGING DIRECTOR

ASSAM TOURISM DEVELOPMENT CORPORATION LIMITED
ASOM PARYATAN BHAWAN (4TH FLOOR)
A.K. AZAD ROAD
PALTAN BAZAR
GUWAHATI- 781008.

4:TECHNICAL EVALUATION COMMITTEE
REP. BY ITS CHAIRMAN PRABHASH CH. SARMA
ADDL. GEN. MANAGER (I)

ASSAM TOURISM DEVELOPMENT CORPORATION LIMITED
ASOM PARYATAN BHAWAN (4TH FLOOR)
A.K. AZAD ROAD
PALTAN BAZAR
GUWAHATI- 781008.

5:PADMINI RESORTS
REP. BY ONE OF ITS PARTNERS VIVEK AGARWAL

BAZALTOLI BANGALI GAON
P.O- RANGAGORAH
P.S AND DIST- TINSUKIA
ASSAM

6:PRISMATIC HOTELS PRIVATE LIMITED
A PRIVATE LIMITED COMPANY REP. BY PRANJAL KUMAR MOHAN

DIRECTOR OF PRISMATIC HOTELS PRIVATE LIMITED

RANGAGORA ROAD
AROMA RESIDENCY
TINSUKIA ASSAM
PIN-78612

Advocate for the Petitioner : MR. S BANIK

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 02/09/2022 Heard Mr. S. Banik, learned counsel for the writ petitioner. The allegations made in this writ petition are basically two fold. Firstly, that no valid reason has been cited for rejecting the technical bid submitted by the petitioner. Secondly, the respondent no. 5 has submitted self certified statement of experience but not from the competent authority whereas, the respondent no. 6 has not submitted the said documents at all. Mr. Banik submits that the bids of the respondent nos. 5 and 6 were also liable to be rejected on technical grounds.

Since the petitioner's counsel has prayed for an interim order, I deem it appropriate to direct Mr. B. Deuri, the learned Government Advocate, Assam, to obtain instruction responding to the allegations made by the petitioner.

Let this writ petition be listed for motion again on 09/09/2022. Two extra copies of the writ petition be furnished to Mr. Deuri during the course of the day.

JUDGE sukhamay Comparing Assistant