

M/S Albanit & Co vs Union Territory Of J&K & Ors on 28 March, 2023

Author: Moksha Khajuria Kazmi

Bench: Moksha Khajuria Kazmi

Item No. 105
Supp. List

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP (C) No. 650/2023

CM No. 1537/2023

M/S Albanit & Co.

...Petitioner(s)

Through: Mr. Adil Asimi, Advocate.

Vs

Union Territory of J&K & Ors.

... Respondent(s)

Through:

CORAM: HON'BLE MS. JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE
ORDER

28.03.2023 Petitioners are aggrieved of e-Tender SKIMS MC. 08 of 2023 dated 03.03.2023, whereby tenders were invited for providing diet to in-patients of SKIMS Medical College-Hospital, Bemina, Srinagar on the Annual Rate Contract basis for a period of one year from the date of issuance of the work/allotment order.

It is urged that petitioners are the registered contractors dealing with the business of food services-restaurants for different hospitals, however, the tender issued by the respondent No. 4 is in violation of the Food Safety and Standards Act, 2006. It is submitted that in view of the nature of food services and place, i.e., hospitals, the food service contractors who would be assigned the contract against any tender notice as per requirement must be an "A" class contractor with GST qualification, tax credentials and with high income source above crores which conditions has not been incorporated in the impugned tender notice by the respondent No. 4.

Notice in the main as also in CM returnable within a period of four weeks.

In the meanwhile, subject to objections and till next date before the bench, respondents are directed not to take any final decision in terms of the e- Tender SKIMS MC. 08 of 2023 dated 03.03.2023, issued by respondent No.4.

List on 26th April, 2023.

Alteration, modification or vacation on motion.

(MOKSHA KHAJURIA KAZMI) JUDGE SRINAGAR 28th, March, 2023.

"Ab. Rashid"