



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPIL No. 82 of 2024

PHULSINGH KACHLAM **versus** STATE OF CHHATTISGARH

Order Sheet

<u>11/03/2025</u>	Ms. Rajni Soren, Advocate for the petitioner. Mr. Sangharsh Pandey, Govt. Advocate for the State. In compliance of the the order dated 19.02.2025, an affidavit has been filed by the Superintending Engineer, Public Works Department, Circle Kanker, District North Bastar (C.G.), which is reproduced hereinunder:- I, Sanjay Suryavanshi, Aged about 56 years, S/o Late B.L. Suryavanshi, presently posted as Superintending Engineer, Public Works Department, Circle, Kanker District North Bastar Kanker (CG.), do hereby state on oath as under: - 1. That, I, Sanjay Suryavanshi, posted and acting as Superintending Engineer, Public Works Department, Circle, Kanker District North Bastar Kanker (CG.), as such

	I am aware of the facts and circumstances of the case. 2. That, in the instant matter, vide order dated 19/02/2025, this Hon'ble Court has directed to file afresh affidavit of the Superintending Engineer, PWD, Circle Kanker District North Bastar Kanker (CG.) regarding present status of the matter. 3. It is most respectfully submitted that during the course of hearing on 19/02/2025, the learned State counsel has stated that the lowest bidder has not turned up, hence, the bid could not be finalized and the notice has been given to him giving 15 days time to show as to why the earnest money deposit may not be forfeited. It was further submitted that 15 days time granted has already been lapsed, he has not turned up. 4. It is respectfully submitted that in compliance of the order dated 19/02/2025, the present affidavit is being filed. It is submitted that as the lowest bidder did not turn up for entering into the agreement, the respondent authorities have forfeited the earnest money deposit of Rs. 5 lakh on 20/02/2025. Copy of the letter dated 20/02/2025 alongwith copy of the receipt and challan is being filed and marked herewith as Annexure A/5 for kind reference of this Hon'ble Court.
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	5. It is respectfully submitted that the respondent PWD has issued re-tender notice (Second Call) on 25/02/2025 for construction and strengthening of Palli Chhote-Dongarh Orchha Road from KM 1 to KM 12. It is submitted that the last date for submission of physical documents is 19/03/2025. Copy of the e-procurement tender notice dated 25/02/2025 (Second Call) is being filed and marked herewith as Annexure A/6 for kind reference of this Hon'ble Court. 6. It is submitted that the respondent authorities will take action and conclude the tender process in accordance with law. 7. It is respectfully submitted that the deponent herein as well as the department has the highest regards for the orders passed by this Hon'ble Court. It is submitted that the department as well as the deponent herein are duty bound to comply with the order passed by the Hon'ble Court in its letter and spirit. 8. That, the contents of this affidavit have been drafted according to my instructions and the contents thereof are true and correct to the best of my personal knowledge and belief, based on the official records.”
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It is stated that the person, who has been declared L-1, did not turn up to execute the agreement, hence his earnest money of Rs. 5 Lakhs was forfeited on 20.02.2025, and thereafter a fresh tender has been issued on 25.02.2025. The last date for submission of documents is 19.03.2025.

In view of the same, let the matter be again listed on **15th of April, 2025.**

The Superintending of Police shall file a fresh affidavit by the next date of hearing disclosing whether the re-tender has been finalized or not.

Sd/-
(Ravindra Kumar Agrawal)
Judge

Sd/-
(Ramesh Sinha)
Chief Justice