

GAHC010007102026



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

Case No. : WP(C)/325/2026

MAA TOUR AND TRAVELS AND ANR
A PROPRIETORSHIP FIRM REPRESENTED BY ITS PROPRIETOR NAMELY
ANUJ KALLITA, SON OF KAMALESWAR KALITA, RESIDENT OF H/NO. 41,
LAKHI MANDIR PATH, NEAR KRISHNANAGAR HIGH SCHOOL,
JAPORIGOG, GUWAHATI- 05, KAMRUP METRO, ASSAM

2: BISWAJIT DAS
A PROPRIETORSHIP FIRM REPRESENTED BY ITS PROPRIETOR NAMELY
BISWAJIT DAS
SON OF NARENDRA NATH DAS
RESIDENT OF H. NO. 30
SANTIPUR
MAIN ROAD
BHARALUMUKH
GUWAHATI- 09
KAMRUP METRO
ASSA

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED THROUGH THE CHIEF SECRETARY TO THE GOVT. OF
ASSAM, DISPUR, ASSAM

2:CHIEF GENERAL MANAGER (PP AND D) ASSAM POWER DISTRIBUTION
CORP. LTD.

6TH FLOOR
BIJULEE BHAWAN
PALTANBAZAR
GUWAHATI- 01.

3:MANAGING DIRECTOR
APDCL

BIJULEE BHAWAN
PALTANBAZAR
GHY-1

4:CHAIRMAN OF APDCL
AEGCL
APGCL BIJULEE BHAWAN
PALTANBAZAR
GHY-1

5:COMMISSIONER AND SECRETARY
GOVT. OF 6. ASSAM
DEPARTMENT OF POWER (ELECT)
ASSAM SECRETARIAT
DISPUR
GUWAHATI-06.

6:THE BID EVALUATION COMMITTEE
REPRESENTED BY THE CHAIRMAN BIJULEE BHAWAN
PALTANBAZAR
GHY-1

Advocate for the Petitioner : MR D K NATH, MS B SHARMA,MS M DAS

Advocate for the Respondent : SC, APDCL, GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

22.01.2026

Heard Shri D.K. Nath, learned counsel for the petitioners, who is aggrieved by a tender process initiated by the APDCL for procurement of vehicles. Amongst others, it has been contended that the value of the tender has been unreasonably increased which led to corresponding increase in the requirement of EMD, Annual Turn Over, Security Deposit etc. He has also highlighted that there is no exemption to the Micro and Small Units.

The learned counsel has also submitted that though the technical evaluation was scheduled on 08.01.2026, the same has been deferred.

Per contra, Shri K.P. Pathak, learned Standing Counsel, APDCL has submitted that the technical evaluation was indeed open on 08.01.2026 and the assessment is undergoing. He however undertakes to obtain necessary instructions on the merits of the challenge for which he prays for some time. He has also submitted that till the next date, the commercial bids would not be open.

In view of the above and also taking into consideration, the urgency of the procurement process, let this matter be listed for motion on Tuesday, i.e., 27.01.2026 by which date, the learned Standing Counsel, APDCL shall obtain the instructions.

To facilitate Shri Pathak, the learned Standing Counsel to have the instructions, let an extra copy be served upon him during the course of the day.

JUDGE

Comparing Assistant