

GAHC010102322026



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

Case No. : WP(C)/2720/2026

PURBANCHAL BUILDTECH PVT. LTD AND ANR
HAVING ITS REGISTERED OFFICE AT HOUSE NO. 2, SEWALI PATH, F.A.
AHMED NAGAR, SIXMILE, GUWAHATI, DISTRICT- KAMRUP(M), ASSAM
REPRESENTED BY ITS AUTHORISED SIGNATORY, MR. BHASKAR
GOSWAMI

2: MR. BHASKAR GOSWAMI
S/O- MR. AMBIKA PAD GOSWAMI.
R/O- BARGAON
DIV-RANGIA
P.S.- BAIHATA CHARIALI
DISTRICT-KAMRUP
ASSAM

VERSUS

THE STATE OF ASSAM AND ORS
REPRESENTED BY THE COMMISSIONER AND SPL. SECRETARY TO THE
GOVERNMENT OF ASSAM, PUBLIC WORKS ROADS DEPARTMENT,
DISPUR, GUWAHATI-781026, ASSAM

2:THE CHIEF ENGINEER (ROADS) PUBLIC WORKS ROADS DEPARTMENT
GOVERNMENT OF ASSAM
CHANDMARI
GUWAHATI- 781003
ASSAM.

3:THE CHAIRMAN
BID EVALUATION COMMITTEE REPRESENTED BY THE CHIEF ENGINEER
(ROADS) PUBLIC WORKS ROADS DEPARTMENT
GOVERNMENT OF ASSAM
CHANDMARI
GUWAHATI- 781003
ASSAM

4:THE EXECUTIVE ENGINEER
PUBLIC WORKS ROADS DEPARTMENT
BONGAIGAON DISTRICT TERRITORIAL ROAD DIVISION
BONGAIGAON.

5:M/S MACROCOSM BUILDERS
HAVING ITS REGISTERED OFFICE AT B.B. ROAD
BARPETA
DISTRICT- BARPETA
PIN-781301
ASSAM REPRESENTED BY ITS AUTHORIZED SIGNATORY SRI DEBADIB
DAS.

6:SRIMANTA SANKARDEV INFRACON PVT. LTD
HAVING ITS REGISTERED OFFICE AT S.S. ROAD
WARD NO. 3
ABHAYAPURI
P.O. AND P.S. ABHAYAPURI
DISTRICT- BONGAIGAON
PIN- 783384
ASSAM REPRESENTED BY ITS AUTHORIZED SIGNATORY SRI RUDRA
KUMAR PATHAK

Advocate for the Petitioner : MR. A BORUA, MR. T J MAHANTA

Advocate for the Respondent : SC, PWD,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 27.05.2026

Heard Mr. T. J. Mahanta, learned Senior Counsel, assisted by Mr. A. Borua, learned counsel for the petitioners. Also heard Mr. B. Choudhury, learned Standing Counsel, PWD, Assam.

The instant writ petition has been filed, assailing the rejection of the technical bid of the petitioner in pursuant to NIT dated 20.01.2026, issued by the PWD

Department for “Improvement and up-gradation of (1) Swahid Bedi to North Salmara Junction Road (SH-2), (2) Talguri Basugaon Raod in the district of Bongaigaon under Asom Mala 3.0 for the year 2025-2026 (Length=24.00 KM) (RE-BID).”

Mr. Mahanta, learned Senior Counsel submits that the ground that has been cited for rejection of his technical bid is in terms of Clause 26(1)(b) of the Instructions to Bidder, which requires the bids to be uploaded online after those are digitally signed.

The learned Senior Counsel has referred to a document, which has been annexed at Page-483 as *Annexure-N*, which is a screenshot of the online submission of the bid of the petitioner that shows the documents digitally signed on 01.02.2025 at 2:24 PM. In view of the aforesaid document, Mr. Mahanta, learned Senior Counsel submits that the ground taken by the respondent authorities in rejecting his bid is totally uncalled for and arbitrary on the face of it.

Mr. Choudhury, learned Standing Counsel, submits that he does not have proper instructions in the matter today and prays for listing of the matter on next Monday, i.e., 01.06.2026.

Taking into account the submissions and on perusal of the documents that have been referred to by the learned Senior Counsel, this Court is of the prima facie view that certain interim relief should be granted to the petitioner at this stage. Therefore, it is directed that the respondent authorities, till 01.06.2026, will not issue any work order (if not issued yet) in connection with the aforesaid NIT dated 20.01.2026.

List the matter again on 01.06.2026.

JUDGE

Comparing Assistant