

GAHC010105992025



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

Case No. : WP(C)/2779/2025

M/S ASPEE AGRO EQUIPMENT PVT. LTD.
A PRIVATE LIMITED COMPANY INCORPORATED UNDER THE COMPANIES
ACT, 1956 HAVING ITS ADMINISTRATIVE OFFICE AT 4TH FLOOR, ASPEE
HOUSE, ASPEE ENCLAVE, OPP. IOB BANK, MALAD (WEST), MUMBAI-
400064 REPRESENTED BY ITS REGIONAL SALES MANAGER- SRI
INDRANIL SAHA, PRESENTLY STAYING AT A.T. ROAD, P.O. GUWAHATI-
781001, DIST. KAMRUP (M), ASSAM.

VERSUS

THE STATE OF ASSAM AND ORS
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM, AGRICULTURE DEPT.,
DISPUR, GUWAHATI- 781006, ASSAM.

2:THE SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPT.
DISPUR
GUWAHATI
ASSAM.

3:THE DIRECTOR OF AGRICULTURE
ASSAM
KHANAPARA
P.O. GUWAHATI- 781022

ASSAM.

4:THE DEPARTMENTAL BID COMMITTEE
DIRECTORATE OF AGRICULTURE
ASSAM
KHANAPARA
GUWAHATI- 781022

ASSAM

For the Petitioner(s) : Mr. J.C. Gaur, Advocate

For the Respondent(s) : Mr. B. Choudhury, Standing Counsel

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 12.12.2025

The petitioner herein is aggrieved by the rejection of its technical bid and as such has approached this Court by filing the present writ petition.

2. The respondents have filed an affidavit-in-opposition wherein it is the stand taken that though the petitioner has submitted its bid but the bid could not be opened by the Tendering Evaluating Authority.

3. This Court duly takes note of the tender in question which is a Notice Inviting Expression of Interest dated 08.10.2024 thereby inviting manufacturers for empanelment of agricultural machineries under the Directorate of Agriculture, Assam.

4. It is the case of the petitioner that if it is not empanelled, the products of the petitioner if purchased, the farmers would not get any subsidy.

5. Considering the above, this Court therefore enquired with

the learned Standing Counsel appearing on behalf of the Agriculture Department, as to whether, the Tender Evaluating Authority having not been able to open the bid of the petitioner in the E-portal had informed the petitioner about the said aspect prior to cancellation of the technical bid.

6. Mr. B. Choudhury, the learned Standing Counsel, Agriculture Department submitted that he would obtain instructions in that regard.

7. This Court further enquired with the learned Standing Counsel for the Agriculture Department, as to whether, there is any bar to empanelling the petitioner if the petitioner is in a position to open the bid so submitted in the E-portal before the Tender Evaluating Authority.

8. Mr. B. Choudhury, the learned Standing Counsel appearing on behalf of the Agriculture Department submitted that he would obtain instructions.

9. Taking into account the above, list this matter again on 19.01.2026.

JUDGE