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

Case No. : WP(C)/6333/2025

M/S VERSHA TECHNOTRADE PVT. LTD.
REPRESENTED BY ONE OF ITS DIRECTOR SRI AAKASH SURANA, SON OF
BASANT SURANA, RESIDENT OF HOUSE NO. 42, 4TH BYELANE TARUN
NAGAR, PO DISPUR, GUWAHATI-781005, ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE OFFICE OF THE CHIEF ENGINEER, PUBLIC WORKS
DEPARTMENT, BUILDINGS, ASSAM, CHANDMARI, GUWAHATI-781003.

2:THE OFFICE OF THE EXECUTIVE ENGINEER BPM BRANCH
PWD (BLDG) GUWAHATI ASSAM CHANDMARI GUWAHATI-781003.

3:M/S ALLIED CONSTRUCTION
3RD FLOOR BR TOWER 21 JANPATH LANE ULUBARI GUWAHATI-781007

4:POOJA ASSOCIATES (CONTRACT DIVISION)
PICK ME BUILDING
HB ROAD
KAMARPATTY
GUWAHATI-78100

For the Petitioner(s) : Mr. R. Choudhury, Advocate

For the Respondent(s) : Mr. B. Choudhury, SC, PWD

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 12.11.2025

Pursuant to the order passed by this Court on 07.11.2025, Mr. B. Choudhury, the learned Standing counsel for the PWD Department has produced the records before this Court.

2. This Court has perused the records including Clause 6.1 of the Tender Conditions. From a perusal of the records, the allegations which have been made by the Petitioner insofar submission of the same Site Visit Certificate by both the Respondent Nos. 3 and 4 appears to be prima facie correct.

3. This Court enquired with Mr. B. Choudhury, the learned Standing counsel for the PWD Department as to whether one of the Respondents should not be debarred taking into account Clause 6.1 of the Tender Conditions which mandatorily requires the bidder to visit the site. Apart from that, the other bidder has violated Clause 2(2)(b) of the Integrity Agreement which stipulates that there cannot be any cartelization in respect to certification. Mr. B. Choudhury, the learned Standing counsel submits that he would file a short affidavit in that regard.

4. Taking into account the above, this Court therefore finds that this is a fit case for issuance of notice upon the Respondent Nos. 3 and 4.

5. Accordingly, this Court issues notice upon the Respondent Nos. 3 and 4 making it returnable on 08.12.2025.

6. The Petitioner is directed to take steps upon the Respondent Nos. 3 and 4 by way of Speed Post by 13.11.2025.

7. In addition to that, the Petitioner is also directed to take steps upon the Respondent Nos. 3 and 4 by way of dasti routed through the Registry of this Court and file an affidavit of service on or before the next date.
8. This Court further directs that till the next date, the interim order passed on 07.11.2025 shall continue.
9. The affidavit-in-opposition be filed by the Respondent PWD on or before 01.12.2025.
10. In addition to that, on the next date, the records also be again made available so that an attempt can be made to dispose of the writ petition.
11. This Court further directs the Petitioner to bring on record the entire contract documents by filing additional pleadings.
12. List accordingly.

JUDGE

Comparing Assistant