

Item No. D-14

Court on its own motion vs. State of H.P. & Ors.

CWPIL No. 83 of 2024 & CWPIL No. 18 of 2025

CWPIL No. 83 of 2024

08.10.2025 Present: Mr. Vinay Mehta, Advocate, as Legal Aid Counsel, for the petitioner.

Mr. Rakesh Dhaulta, Additional Advocate General, for respondents No. 1 to 3-State.

Mr. Shivom Vashisht, Advocate, for respondent No. 4.

CWPIL No. 18 of 2025

Mr. R. K. Bawa, Senior Advocate with Mr. Ajay Kumar Sharma, Advocate, for the petitioner.

Mr. Rakesh Dhaulta, Additional Advocate General, for respondents No. 1 to 3 and 5-State.

Mr. Vishal Singh Thakur, Advocate, for respondent No. 4.

Mr. Surinder Saklani, Advocate, for respondent No. 6.

Mr. Shubham Guleria, Advocate, for respondent No. 7.

During the course of arguments, we are informed that the rates have now been negotiated to Rs. 3450/- from Rs. 3800/- per student. As per the affidavit filed by the service provider, the licence as such granted to him, under the Food Safety and Standards Act, 2006, is on 18.01.2025. The contract as such was awarded prior in point of time.

The affidavit dated 28.08.2025 filed by respondents No. 1 to 3-State though has given the tabular chart as such showing the private respondents having the said licence, but does not confirm as to whether the said licence was there at the time of allotment.

The affidavits filed do not depict whether at the time of the award of the tender, there was a valid licence or not. Let necessary affidavit be filed clarifying this aspect by the concerned respondent(s).

Counsel for the respondents-State prays for time to complete the pleadings in CWPI No. 18 of 2025.

(G. S. Sandhawalia)
Chief Justice

(Jiya Lal Bhardwaj)
Judge

8th October, 2025
(manish/sanjeev)