

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH  
AT JAMMU**

WP(C) No. 2821/2025  
CM No. 6515/2025

M/s Inder Mohan Gupta

.....Petitioners

Through: Mr. R. K. Gupta, Sr. Advocate with  
Mr. Uday Bhaskar, Advocate.

**Vs**

UT of J&K & Ors.

.....Respondents

Through: Ms. Pallavi Sharma, Assisting Counsel vice  
Mr. Ravinder Gupta, AAG.

**CORAM: HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE**

**ORDER  
(11.12.2025)**

**01.** Keeping in view backdrop of this case and also the operating intent of order dated **27.11.2025**, this Court is of view that ends of justice would be best served in case the petitioner's financial bid also gets to be evaluated notwithstanding the technical disqualification which has come to be impugned in this writ petition, as in case the petitioner's financial bid loses out, then the case comes to self-closure. On the other hand if the petitioner comes out to be L-1, then surely the adjudication of the writ petition is going to be on merits.

**02.** Since this Court has restrained the official respondents from proceeding further with the tendering process, as such, this

Court is inclined to grant indulgence with a direction for consideration of financial bid of the petitioner as well.

**03.** Therefore, this Court hereby directs the respondent No. 2 – Chief Engineer, PMGSY (JKRRDA), Jammu, to proceed ahead with evaluation not only of the financial bids of the responsive bidders with respect to **Sr. No. 26 of E-NIT No. CEJ/PMGSY/792 of 2025-26 dated 30.07.2025** for the **“Construction and Maintenance of Raod from L083 (Link Road) NH Greebdass Nalli to Thore, Package No. JK19-4204, PMGSY-IV, Batch-I of 2025-26, Block-Batote, District Ramban (Using Waste Plastic) Length-3.500 kms”** but also of the non-responsive bid of the petitioner in financial evaluation.

**04.** In case upon evaluation of the financial bids of the responsive bidders joined by the financial bid of the petitioner as well, the outcome comes out to be that petitioner’s financial bid loses out then the respondent No. 2 shall be entitled to carry forward the tendering process to its logical end, whereas in case the petitioner’s bid comes out to be competing bid as L-1, then to apprise this Court for the purpose of facilitating adjudication of this writ petition on merits as early as possible.

**05.** Needful compliance be reported by the next date of hearing.

**06.** List on **17.12.2025**.

**(RAHUL BHARTI)**  
**JUDGE**

**JAMMU**  
**11.12.2025**

*Bunty*