



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 36489 of 2025

M/s. Saroj Kumar Sharma

....

Petitioner

Represented by Adv.–

Mr. Sukanta Kumar Dalai, Advocate

-Versus-

State of Odisha and others

....

Opposite Parties

Represented by Adv.–

Mr. Debasis Tripathy, AGA

Mr. Prabodh Ch. Nayak, Advocate

CORAM:

HON'BLE MR. JUSTICE MANASH RANJAN PATHAK

AND

HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

ORDER

06.03.2026

(Hybrid Mode)

Order No.

- 01.** **1.** Heard Mr. S.K. Dalai, learned counsel for the Petitioner and Mr. Debasis Tripathy, learned Additional Govt. Advocate appearing for the Opposite Parties 1 to 4 – State.
- 2.** The Chief Construction Engineer (R&B), Bolangir, Opposite Party No.4 on 20.09.2024 issued a Tender (Annexure-1 to the writ petition), in which the petitioner along with others participated in the same. After opening of the Technical as well as Financial Bids of the said tender, the petitioner was declared as the selected bidder.
- 3.** Subsequently, opposite party no.4 by letter dated 28.10.2025 (Annexure-10 to the writ petition) cancelled the said Tender dated 20.09.2024 under technical and administrative ground, and for the same work Opposite Party No.4 issued a fresh tender on 11.11.2025 (Annexure-11 to the writ petition).



4. Aggrieved by such act of the Opposite Party No.4, alleging it to be illegal, arbitrary, mala-fide and contrary to the terms of the Tender Call Notice as well as the provisions of the OPWD Code, the petitioner filed this writ petition on 18.12.2025 praying amongst others to quash the said order of cancellation dated 28.10.2025 (Annexure-10) and also to quash the Fresh Tender Call Notice dated 11.11.2025 (Annexure-11)
5. Placing the Annexure-11 to the writ petition, Mr. Tripathy, learned AGA submitted that the Tender dated 11.11.2025 was to be opened on 08.12.2025 itself, whereas this writ petition was filed on 18.12.2025 and, as such, he prayed for some time to obtain instruction in the matter.
6. Mr. Prabodh Chandra Nayak, learned counsel through VC has entered appearance in this matter submitting that his client has been selected as L-1 bidder in the Tender dated 11.11.2025 (Annexure-11 series).
7. On the next date fixed, Mr. Debasis Tripathy, learned AGA appearing for all the opposite party Nos.1 to 4 shall place up-to-date status and necessary instruction in the matter pertaining to the Tender dated 11.11.2025, involved in this case.
8. List the matter on 11th March, 2026.

(Manash Ranjan Pathak)
Judge

(Murahari Sri Raman)
Judge