

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 5065/2026

M/s Ramdev Refrigeration And Electricals, Address 101, Bhagat Ki Kothi, Jodhpur Through Its Proprietor Prakash Bhati S/o Banshi Lal Ji Bhati, Aged About 35 Years, Resident Of Ward No.101, Bhagat Ki Kothi, Airforce Road, Jodhpur, Rajasthan.

----Petitioner

Versus

1. The State Of Rajasthan, Through Its Principal Secretary, Department Of Medical And Health Services, Secretariat, Jaipur Raj.
2. The Director, Mahatma Gandhi Hospital, Jodhpur.
3. Superintendent Of Medical Relief Society, Mahatma Gandhi Hospital, Jodhpur.
4. Principal And Controller, Dr. S.n. Medical College And Group Of Attached Hospitals, Jodhpur, Rajasthan.
5. M/s Singhvi Papers, Through Its Proprietor Mr. Rakesh Singhvi, Address At Shop No.11 Bharmapura Building Inside Shiwanchi Gate, Jodhpur.

----Respondents

For Petitioner(s)	:	Mr. Prakash Bhati, Party in Person
For Respondent(s)	:	

HON'BLE MR. JUSTICE SANJEET PUROHIT

Order

27/02/2026

1. Petitioner, Mr. Prakash Bhati, proprietor of M/s Ramdev Refrigeration and Electricals, submits that respondent No. 3 issued E-Tender notice dated 31.07.2025, pursuant to which petitioner also participated in the process. It is stated that the bids submitted by petitioner for supply of around 396 items were accepted by respondent authority. After completing necessary formalities and depositing the security amount, an agreement came to be executed on 07.01.2026. between petitioner and respondent No. 2 - Mahatma Gandhi Hospital, Jodhpur

2. Petitioner further states that in pursuance of said agreement, petitioner has already placed orders for procuring the items to be supplied as per the agreement. However, in an appeal filed by another bidder, i.e., M/s Singhvi Papers, respondent No. 4, vide its order dated 19.02.2026, cancelled tender of petitioner while recording certain objections regarding the procurement entries.

3. Petitioner further submits that the action of respondent No. 4 is wholly arbitrary and mala fide. Since no illegality has been found in respect of the bid submitted by petitioner, the tender/contract awarded in his favour, along with the agreement executed pursuant thereto, cannot be set aside. Merely because an appeal was filed by another bidder, wherein no allegation whatsoever was raised with regard to the bid submitted by petitioner, impugned action of cancelling the tender is unsustainable in law.

4. Matter requires consideration.

5. Issue notice. Issue notice of the stay application also, returnable within a period of two weeks.

6. In the mean time, the effect, operation and execution of impugned order dated 19.02.2026 shall remain stayed. Accordingly, respondents are restrained from initiating fresh tender proceedings for the same contract work.

7. List the matter after two weeks in 'fresh category' (subsequent listing).

(SANJEET PUROHIT),J