

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 6262/2026

M/s Jivraj And Company

-----Petitioner

Versus

Registrar, Co-Operative Societies

-----Respondent

For Petitioner(s)	:	Mr. Sajid Ali
For Respondent(s)	:	Mr. Hansraj Kuldeep, AGC for respondent Nos.1 to 4

HON'BLE MR. JUSTICE SAMEER JAIN

Order

07/04/2026

Learned counsel for the petitioner has submitted that the petitioner has been restrained from participating in the tender process merely because an FIR came to be registered *qua* the petitioner. It is contended that though FIR has been registered, the petitioner is not yet convicted. It is next submitted that as per the provisions enshrined under the Rajasthan Transparency in Public Procurement Act, 2012 (for short, 'RTPP Act') only upon conviction, the bidders are restrained to participate in the tender process and not merely upon the registration of the FIR. In the instant matter, learned counsel has contended that the impugned order dated 13.03.2026, whereby petitioner is deprived from participating in the tender is not in consonance with the aforesaid legal position. It is further submitted that subsequently the work order date 25.03.2026 came to be issued in favor of the respondent No.5. It is also submitted that the petitioner would have been L-1 bidder if the petitioner was not deprived of

participation in the said process. Learned counsel also alleged *mala fides* against the respondent-authorities who have issued the said tender. It is next submitted that the provisions of the RTPP Act were flagrantly flouted as the First Appellate Authority and the Second Appellate Authority were also the part of decision taking committee and under the same lines the impugned order has been passed against the petitioner. It is lastly submitted that representation *qua* the petitioner in regard of the aforesaid was also not duly considered by the respondent-authorities.

Having heard the arguments advanced by learned counsel for the petitioner, this Court is of the view that the matter at hand requires consideration.

Issue notice to the respondents.

On directions of the Court, Mr. Hansraj Kuldeep, learned AGC, accepts notices on behalf of respondent Nos.1 to 4.

Qua respondent No.5 in addition to routine service, '*dasti*' is permitted.

List the matter on 15.04.2026 in the supplementary cause list, after reflecting the name of Mr. Hansraj Kuldeep, AGC, as counsel for the respondent-State in the cause list.

(SAMEER JAIN),J