



**HIGH COURT OF JUDICATURE FOR RAJASTHAN  
BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 7716/2026

M/s Biocon Biologics Limited

-----Petitioner

Versus

Rajasthan Medical Services Corporation Limited & ors.

-----Respondent

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|                   |   |                                                                                       |
|-------------------|---|---------------------------------------------------------------------------------------|
| For Petitioner(s) | : | Mr. Kamlakar Sharma, Sr. Adv. with<br>Ms. Anubha Singh<br>Mr. Ashish Verma through VC |
| For Respondent(s) | : | Mr. Devanshu Gupta for respondent<br>No.1                                             |

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**HON'BLE MR. JUSTICE SAMEER JAIN**

**Order**

**29/04/2026**

1. Learned Senior Counsel, Mr. Kamlakar Sharma, appearing on behalf of the petitioner, submits that the Show Cause Notice dated 04.12.2025 issued by the respondent-corporation preceding the debarment is entirely vague and cryptic in nature.
2. It is submitted that as per the well-settled position of law the blacklisting entails severe civil consequences and effectively amounts to the 'civil death' of a commercial entity, and therefore, a specific, clear, and unambiguous reference to the exact violations is mandatorily required before initiating such punitive action. Moreover, learned Senior Counsel contended that an effective opportunity of personal hearing was not afforded to the petitioner at the appropriate time, and that the principles of natural justice and *audi alteram partem* were reduced to a mere empty formality.

3. It is next submitted that the adverse test reports relied upon by the respondents to presume the samples as defective are fundamentally flawed. It is highlighted that, as the same has also been categorically stated in the petitioner's reply to the Show Cause Notice, the subject samples were not maintained or tested by the respondents under the mandatorily required temperature conditions and technical standards.

4. It is further submitted that the samples retained at the petitioner's end were duly tested and verified prior to the supply. The results of the petitioner's internal tests cannot be reconciled with the impugned test report relied upon by the respondents, and that there is a glaring discrepancy between the reports that vitiates the entire decision-making process carried out by the respondents.

5. It is also submitted that following a recent change in management, an appeal has been preferred by the new management against the impugned order/notice. Although the said appeal is non-statutory in nature, it is presently pending consideration before the authorities.

6. Heard the preliminary submissions advanced by the learned counsel.

7. Issue notice to the respondents.

8. On the specific directions of this Court, Mr. Devanshu Gupta, accepts notice on behalf of Respondent No. 1.

9. Learned counsel for the petitioner is directed to supply a copy of the present petition in the office of Mr. Devanshu Gupta during the course of the day.

10. In addition to the regular mode of service, '*dasti*' service is permitted upon respondent Nos. 2 and 3.

11. List the matter on 06.05.2026 in the supplementary cause list after reflecting the name of Mr. Devanshu Gupta as counsel for respondent No. 1 in the cause list.

(SAMEER JAIN),J

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