



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

S.B. Civil Writ Petition No. 8120/2025

JCL Infra Private Limited

-----Petitioner

Versus

Jaipur Development Authority

-----Respondent

Connected With

S.B. Civil Writ Petition No. 17571/2024

JCL Infra Private Limited

-----Petitioner

Versus

Jaipur Development Authority

-----Respondent

For Petitioner(s) : Mr. S.S. Hora with
Mr. Adesh Arora

For Respondent(s) : Mr. Amit Kuri with
Mr. Dharma Ram

HON'BLE MR. JUSTICE SAMEER JAIN

Order

10/04/2026

1. Matters be **admitted** and marked as **part heard**.
2. Learned counsel for the petitioner submits that the contract in question was awarded for 'traffic improvement and beautification' at OTS Crossing, JLN Marg, Jaipur. It is submitted that respondent-JDA issued the subject bid for a total EPC value of Rs. 184.30 Crores. A Letter of Acceptance was issued on 14.12.2022, pursuant to which the agreement/contract was executed on 27.12.2022 and duly registered.
3. It is submitted that on 31.01.2023, the petitioner addressed a letter to JDA seeking bifurcation of work and permission for

stage-wise payments, as envisaged under the corrigendum. It is contended that, on account of non-supply of requisite approvals, the petitioner initiated various communications enclosing designs, drawings, surveys, etc. It is also submitted that the petitioner has invested approximately Rs. 21 Crores towards design preparation and procurement of raw materials.

4. It is further submitted that JDA, vide letters dated 27.02.2023 and 28.03.2023 (Annexure-12), admitted that the drawings had been prepared and that the work could be commenced; however, the same were not supplied to the petitioner. It is contended that despite continuous submission of documents and representations seeking approval of drawings and related materials, no approvals were granted, nor was access to the site provided till January, 2024.

5. It is further submitted that the petitioner, vide communication dated 01.11.2022, had apprised the respondent of the financial losses being suffered, and thereafter issued a legal notice dated 10.05.2024. It is contended that, without any basis, JDA issued communications alleging that no drawings had been submitted. Contrary thereto, JDA unilaterally extended the project period up to 30.04.2024, thereby acknowledging the petitioner's performance and the absence of delay on its part.

6. Further, it is submitted that, in view of extension of the contract beyond 12 months, the petitioner became entitled to price variation, which was claimed on 08.01.2024. It is contended that on 24.04.2024, invoking Clause 32, JDA withdrew the entire project without affording any opportunity of hearing or justification. A legal notice in this regard was also submitted by

the petitioner. It is apprised to the Court that the final drawings were submitted on 05.07.2024, thereafter, on 03.04.2025, a fresh tender notice came to be issued.

7. Learned counsel for the respondent-JDA was queried by this Court as to the reasons for withdrawal of the subject EPC contract, along with return of the Bank Guarantee, particularly when allegations of delay and laches have been attributed to the petitioner. In response, it has been submitted on behalf of JDA that the present project was replaced by another project of higher magnitude i.e. approximately Rs. 1100 Crores for the same location; however, the said subsequent project has been stayed by this Court, and an amount of Rs. 6.67 Crores was to be expended towards its designing.

8. It is noted that the present matter is pending consideration before this Court, with the writ petitions having been instituted in the years 2024 and 2025. Interim orders have been passed therein, which have the effect of staying not only the present project but also the subsequent project, and such interim orders continue to remain in operation. On the previous date of hearing, this Court had observed that the approach of JDA in the matter appeared to be callous. Pursuant thereto, a reply has recently been filed by the respondent-JDA, to which a rejoinder has also been filed by the petitioner.

9. In the aforesaid facts and circumstances, this Court directs that the entire record pertaining to the present project, as well as the subsequent/future project floated by JDA, be produced before this Court. The Officer In-charge responsible for the matter shall

also remain personally present before this Court on the next date of hearing.

10. Accordingly, as substantial arguments are heard by this Court, the present matters are **admitted** and the same are marked as **part-heard**.

11. With consent of learned counsel representing both the parties, list these matters on 16.04.2026 at 11:00 A.M. in the supplementary cause list, for final disposal.

12. In the meantime, requisites be carried out.

13. Interim order(s), if any, shall continue to operate.

(SAMEER JAIN),J