

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 9842/2026

[Arising out of impugned final judgment and orders dated 08-08-2025 in WPC No. 4223/2025 and dated 31-10-2025 in REVP No. 338/2025 passed by the High Court of Chhatisgarh at Bilaspur]

SUNIL KUMAR AGRAWAL

Petitioner(s)

VERSUS

FOOD CORPORATION OF INDIA & ORS.

Respondent(s)

(IA No. 112387/2026 - CONDONATION OF DELAY IN FILING
IA No. 112390/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS
IA No. 112388/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
IA No. 112389/2026 - EXEMPTION FROM FILING O.T.)

Date : 27-04-2026 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Petitioner(s) :

Mr. Devashish Bharuka, Sr. Adv.
Ms. Poornima Singh, AOR
Mr. Kabir Jhamb, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

1. Applications for exemption from filing certified copy of the impugned judgment and exemption from filing official translation are allowed.
2. Delay condoned.

3. Mr. Devashish Bharuka, learned senior counsel submits that the entire work today stands executed and satisfactory note has also been given by the employer. Learned senior counsel further submits that the only allegation is that the petitioner bid as a sole proprietor when actually he was in a partnership. Mr.Devashish Bharuka, learned senior counsel submits that though a partnership was formed 1st October, 2010, it never took off and stood dissolved by a deed of cancellation on 24th December, 2010 within a span of two months. Subsequent registration of the deed was on 3rd September, 2012 which was only for the purpose of completion.

4. Learned senior counsel submits that the bid was given in the name of M/s. Sunil Roadlines and the work has been executed and payment has not been received. Learned senior counsel further submits that while the security and EMD stand encashed and for the money paid, recovery suits are pending. Learned senior counsel submits that the blacklisting period of 5 years has worked itself out, since the blacklisting was by order of 4th November, 2016.

5. Learned senior counsel submits that there is no consideration of any of these aspects in the order of the High Court. The only reasoning available is in paragraph 22 of the impugned order.

6. Issue notice, returnable on 27th July, 2026.

(ANITA MALHOTRA)
AR-CUM-PS

(MANOJ KUMAR)
COURT MASTER