

ITEM NO.MM-2-B

COURT NO.2

SECTION XVII

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).11935/2012

(From the judgement and order(s) in LPA No. 180/2012dated  
of The HIGH COURT OF JHARKHAND AT RANCHI)

02-APR-12

JHARKHAND EDUCATION PROJECT COUNCIL

Petitioner(s)

VERSUS

M/S NATIONAL PRINTERS & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned  
Judgment,exemption from filing O.T. and with prayer for interim  
relief ))

Date: 10/04/2012

This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s)

Mr. Ranjeet Kumar, Sr. Adv.  
Mr. Manish Kumar Saran,AOR.  
Mr. Saurabh Arun, Adv.

For Respondent(s)  
Rl/caveator

Mr. P.S. Patwalia, Sr. Adv.  
Mr. Ajay Kumar,AOR.

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

1. Taken on board.
2. The supply of books for children in

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schools, is the subject-matter of the tender,  
which is the bone of contention between the  
petitioner-council and the respondent-publisher.

3. Since the the respondent No.1 is present  
on caveat and the other respondents are proforma  
respondents, and having heard counsel for both  
the parties, we are of the view that no useful

purpose will be served in issuing notice in this Special Leave Petition, since the main Letters Patent Appeal (L.P.A.) itself is listed for consideration before the Division Bench of the High Court on 18th April, 2012.

4. It may be indicated that the petitioner-council is aggrieved by the direction given by the Division Bench, directing it to provisionally issue tender documents to the respondent No.1, and also to accept its tender documents, upon submission of the requisite fees, etc.

5. Since the matter is fixed for hearing on 18th April, 2012 itself, we are not inclined to interfere with the interim directions given, but we also make it clear that while issuing and accepting the tender documents from the the

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respondent No.1, the petitioner herein will be entitled to proceed further and finalise the tender process, but shall not award the contract to the successful tenderer, without the leave of the Division Bench of the High Court.

6. Since the parties are agreed that the writ petition itself, pending before the learned Single Judge, can also be taken up by the Division Bench and disposed of along with the L.P.A. on the notified date, we request the Division Bench of the High Court to dispose of the matter on 18th April, 2012, when it is listed for consideration.

7. The Special Leave Petition is disposed of in the above terms.

(Sheetal Dhingra)  
COURT MASTER

(Juginder Kaur)  
Assistant Registrar