

IN THE HIGH COURT OF SIKKIM
CIVIL JURISDICTION

WP(C) No. 27 OF 2015

M/S Raju Enterprise
Proprietor, Mr. Paras Prasad,
S/o Late Sikander Prasad,
Lall Market, Gangtok,,
East Sikkim.Petitioner

Versus

1. State of Sikkim,
Through Secretary,
Social Justice Empowerment and Welfare Department,
Government of Sikkim.
2. The Managing director,
Social Justice Empowerment and Welfare Department,
Office: 5th Mile Gangtok, Sikkim,
Gangtok, East Sikkim.
3. M/S Extruder Food Processing Ltd.,
6th Mile Tadong,
P.O. Samdur & P.S. Ranipool,
East Sikkim.
4. M/S Baliram Prasad Deonarayan Prasad,
P.O. & P.S. Ranipool, East Sikkim.
5. M/S Kailash Roller flour Mills P. Ltd.,
P.O. Daragaon & P.S. Gangtok, East Sikkim.Respondents

PETITIONER/
(ADVOCATE(S))
FOR ----- Mr. A.K. Upadhyaya, Sr. Advocate with Ms. Binita
Chhetri and Ms. Aruna Chhetri

RESOINDENT/
(ADVOCATE(S))

FOR ----- Mr.J.B.Pradhan,Addl.Advocate General, Mr.Karma
Thinlay, Sr.Govt. Advocate with mr.S.K.Chettri and
Ms. Pollin Rai,Asstt.Govt.Advocate

No.	Date	Order (s) with Signature (s)
1	2	3

01.	25.05.15	BEFORE HON'BLE THE CHIEF JUSTICE MR. JUSTICE S.K. SINHA Present: Mr. A.K. Upadhyaya, Sr. Advocate with Ms. Binita Chhetri, Advocate for the Petitioners. Mr. J.B. Pradhan, Addl. Advocate General with Mr. S.K. Chettri and Ms. Pollin Rai, Asstt. Govt. Advocates for Respondents 1 and 2, on advance copy. Ms. Jyotsna M. Karthak, Managing Director, Extruder Food Processing Plant, SFML, in person. ... Heard on admission. Issue notice. Mr. Pradhan accepts notice on behalf of Respondents 1 and 2 and prays for and is granted 10 days time to file counter affidavit. Let steps be taken within 3 days for issuance of notice to Respondents 3 to 5. 'Dasti' also permitted. List for further orders on 08.06.2015.  Chief Justice 25.05.2015
jk	Index : Yes / No Internet : Yes / No	

IN THE HIGH COURT OF SIKKIM
CIVIL JURISDICTION

CM Appl. No. 123 OF 2015
(In WP(C) No. 27 /2015)

M/S Raju Enterprise
Proprietor, Mr.Paras Prasad,
S/o Late Sikander Prasad,
Lall Market, Gangtok,,
East Sikkim.

.....Applicant

Versus

1. State of Sikkim,
Through Secretary,
Social Justice Empowerment and Welfare Department,
Government of Sikkim.
2. The Managing director,
Social Justice Empowerment and Welfare Department,
Office: 5th Mile Gangtok, Sikkim,
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6th Mile Tadong,
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East Sikkim.
4. M/S Baliram Prasad Deonarayan Prasad,
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01.	25.05.15	Present: Mr. A.K. Upadhyaya, Sr. Advocate with Ms. Binita Chhetri, Advocate for the Petitioners. Mr. J.B. Pradhan, Addl. Advocate General with Mr. S.K. Chettri and Ms. Pollin Rai, Asstt. Govt. Advocates for Respondents 1 and 2, on advance copy. Ms. Jyotsna M. Karthak, Managing Director, Extruder Food Processing Plant, SFML, in person. ... Heard. Mr. Upadhyaya, learned Senior Counsel for the Petitioner submits that the bids were submitted through e-tender and the hard copies were to be submitted at 10.00 AM on 11.04.2015. According to him, since the Petitioner was detained in traffic jam on the National Highway, he could reach the office immediately after 10.00 AM but his documents were not accepted and the bids of other tenderers were opened at 10.30 AM. He also submits that for the other tenderers, even certain conditions of the tender documents were relaxed. Issue notice.

Case No.....

Serial No.	Date	Order (s) with Signature (s)
1	2	3
		Mr. Pradhan accepts notice on behalf of Respondents 1 and 2 and prays for and is granted 10 days time to file reply. Let steps be taken within 3 days for issuance of notice to Respondents 3 to 5. 'Dasti' also permitted. List for further orders on 08.06.2015. In the meanwhile, work order shall not be issued to any party till the next date of hearing.  Chief Justice 25.05.2015

Index : Yes / No
Internet : Yes / No