

WP(C) 834/2008

BEFORE

THE HON'BLE MR. JUSTICE B.K.SHARMA

Heard Mr. J.C. Gogoi, learned counsel for the petitioner as well as Mr. T.H. Hazarika, learned counsel for the respondent No. 7. I have also heard Ms. R. Chakraborty, learned Additional Sr. Govt. Advocate, Assam.

The grievance made in this writ petition is in respect of the order dated 2.6.2007 (Annexure-6), by which Ranganadi Sand and Gravel Mahal has been settled with the respondent No. 7 for the period 2007-09. Admittedly the petitioner did not submit his tender. However, it is the case of the petitioner that on the last date fixed for submission of tender, he wanted to submit his tender, but could not do so, because of Assam Bandh declared by some organization. The departmental appeal preferred by him having been rejected, he has filed this writ petition.

When the petitioner is not a party to the tender process, he cannot make any challenge to the settlement made in favour of the successful bidder.

In view of the above, no relief can be granted to the petitioner and consequently, the writ petition is dismissed.