



HIMACHAL PRADESH STATE ELECTRICITY BOARD LIMITED

(A State Government Undertaking)

Registered Office: Vidyut Bhawan, HPSEBL, Shimla-171004 (H.P.)
CIN:-U40109HP2009SGC031255

Phone No.: 0177-2803600 (Office) 2813563 (FAX) 2801675
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No: HPSEBL(Sectt.)/401-Arb. (Misc.)58/2023-24-34145-58

Dated: 4-8-23

To

All the Chief Engineers (Commercial) in HPSEBL.

The Managing Director (BVPCL), HPSEBL, Jogindernagar.

The Executive Director (Pers.), HPSEBL, Shimla-4.

The Chief Accounts Officer, HPSEBL, Shimla-4.

Sub: - CWP No. 5945/ 2021- tilted as Sanjeev Kumar Bhandari Vs State of HP & Ors..

Sir,

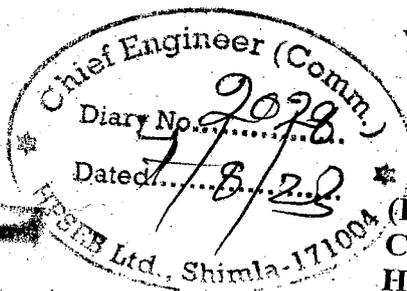
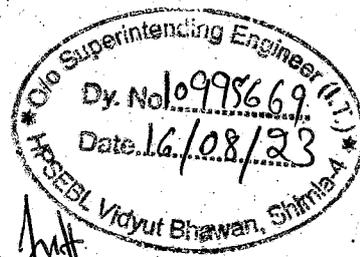
Enclosed, please find, herewith a copy of letter No. P.W.L.C. CWP No. 5945//2021/ Sanjeev Kumar Bhandari-1361-89 dated 01.07.2023 received from the Dy. Distt. Attorney (PW), for E-in-C, HPPWD Shimla, vide which the orders passed by the Hon'ble High Court in respect of subject cited petition have been forwarded, which has to be followed by all State Government Departments, Boards and Corporation etc.

It is, therefore, requested to go through the contents of orders passed by the Hon'ble High Court, forwarded vide ibid letter and take necessary action accordingly. Also, it is requested to comply with the order dated 22.06.2023 passed by the Hon'ble High Court by not releasing the amount in favour of the petitioner without the express leave of the court.

This is for your kind information and compliance please.

DA: As above.

Yours faithfully



(Er. Rumel Singh) Chief Engineer (P&M), HPSEBL, Shimla-04. TELEFAX 0177-2659990 E Mail: cepmhpsebl@gmail.com

- 1. OE (COMM.)
- 2. DY. CE/SE (COMM.)
- 3. DY. CE/SE (Enf&FA)
- 4. DY. CE/SE (SERV)
- 5. DY. CE/SE (IT)
- 6. Joint Secy (Law)/DY Secy (Law)
- 7. ASE/SA (Enf/AUS/ISO)

all circulate to all IE'S
5-8-23
118/23
circulate

Return to SR/ADM/DDO
7/8/23

11/08/23
ACG/MS
6/11/23

H.P.S.E.B.L

Enclt. No HPSEBL/CE(Comm.)/13-6/2023-24-4393-96 dated - 10/8/23

Copy of above letter alongwith its enclosure is forwarded to all the S.E's working in this office for information & necessary action, please.

S.E (IT)

Section Officer
O/o Chief Engineer (Comm.)
H.P.S.E.B. Ltd., Shimla - 4

IT Cell HPSEBL, V.B. Shimla-4

Sr. EE/ASE (IT-I)
Sr. EE/ASE (IT-II)
APS/Staff

Re. end. copy to all Sr. Xen's under IT wing for compliance pl.

11/58

Sr. Xen - I / II / III

Enclt:- HPSEBL/CE(comm.)/SE (IT)/Misc/23-1005069 dt. 11-08-2023

copy of above is forwarded to all Sr. Xen's working in this office for information & necessary action please.

Himachal Pradesh
Public Works Department

No.PW.LC. CWP No. 5945/2021/Sanjeev Kumar Bhandari/-

1361-89

Dated:-

1/7/23

From:

Engineer-in-Chief

To

1. The Engineer-in-Chief,
Jal Shakti Vibhag, Shimla.
2. The Principal Chief Conservator of Forest,
Tolland, Shimla.
3. The Chairman, HPSEB Kumarhouse, Shimla.
4. The Chief Executive Officer, HIMUDA
Nigam Vihar Shimla.
5. The Director, Industries Majitha House,
Shimla-2.
6. The Director, Urban Development,
Tolland, Shimla.
7. The Director, Rural Development,
Kasumpati, Shimla.
8. All Superintending Engineer,
HP Public Works Department.

17-7-23

MD-HPSEB

MD
EDCP

21/7/23

Subject:-

CWP No. 5945/2021- titled as Sanjeev Kumar Bhandari Vs State of HP & others.

Sir,

In the subject cited matter, it is intimated that the above mentioned writ petition was listed before the Hon'ble High Court on 22.06.2023 when the Hon'ble Court has passed the following order:-

CMP No.9915 of 2022 and CWP No. 5945 of 2021. Heard. Going by the conduct of the petitioner, whereby majority of the works, as awarded to him, have not been started and, if started, have not been completed, we deem it appropriate to vacate the interim order dated 24.09.2021. Ordered accordingly. The application stands disposed of.

2. However, that does not mean that the petitioner will get away lightly by not completing those of the works. The petitioner is directed to file an affidavit clearly setting out therein the timeline within which he would complete the works in question, which either have not been started or, if started, are in the mid-way, but have not been awarded to any other contractor thus far. It is also directed that not only the respondents herein, but any other department of the State Government, Board or Corporation etc., as the case may be, would not release any amount in favour of the petitioner herein without the express leave of the Court.

3. A copy of this order be sent to the Chief Secretary to the Government of Himachal Pradesh, Engineer-in-Chief, HPPWD and Engineer-in-Chief, I & PII.

1578

25-7-23

LSA No-607
22/07/2023

4. In the meanwhile, the Principal Secretary, HPPWD, is directed to initiate action against the erring official/officer(s) on account of whose negligence, despite the petitioner having defaulted, either in not commencing the works or stopping the same in the mid-way, no action was taken against him and rather they continued to award fresh works to him.

5. We are informed at the Bar that the petitioner has been awarded as many as 66 contracts/works. The Principal Secretary, HPPWD, shall take into consideration the status of these 66 works and any other works that may have been awarded to the petitioner.

6. List on 13.07.2023 on which date fresh status report be filed by the respondents.

CWP No. 962 of 2023.

7. Since, the interim order has been vacated in CMP No.9915 of 2022 in CWP No. 5945 of 2021, therefore, the respondents are at liberty to open the financial bid submitted by the petitioner and take consequential action, if any, required.

8. Accordingly, the Civil Writ Petition No. 962 of 2023 is disposed of in the aforesaid terms, so also the pending application(s), if any.

You are therefore, requested to comply with the order dated 22.06.2023 passed by the Hon'ble High Court by not releasing the amount in favour of the petitioner without the express leave of the Court.

Any laxity in this matter shall be your own personal responsibility.

Yours faithfully,

Dy. Dist. Attorney (PW)
For E-in-C HPPWD Shimla
Ph. No. 0177-2629316

Copy forwarded for information and necessary action to:

1. The Chief Secretary to the Govt. of HP Shimla.
2. The Principal Secretary (PW) to the Govt. of HP.

Dy. Dist. Attorney (PW)
For E-in-C HPPWD Shimla
Ph. No. 0177-2629316