

**Government of India
Directorate General of Works
Central Public Works Department
C.S.Q. Organisation
Contract and Manual Unit
Nirman Bhavan, New Delhi.**

Office Memorandum

DGW/CON/ 166

NIRMAN BHAVAN NEW DELHI

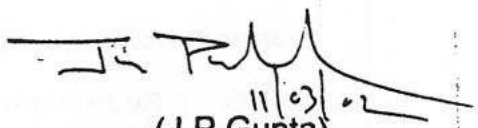
13 March, 2002

Subject : Exemption from payment of earnest money with individual tender.

It is brought to the notice of all concerned in the department to honour the Court interim Order dt. 14.02.02 in Writ Petition CW PNO. 1123/2002 and CM P No. 1843/2002, Hon'ble Delhi High Court has directed that department will not insist for payment of separate earnest money in case a Lump Sum money or a fixed deposit is available with the department. A copy of Court Judgement is enclosed.

Encl: As stated above

Issued from File 18/4/98/SE(CM)


(J.P. Gupta)
Superintending Engineer (C&M)

Copy forwarded as per mailing list

Parties Duty

Parties

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2-(a) Continuation Sheet

Sl.	Date	Orders
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14.02.2002

Present: Mr. Valmiki Mehta, Sr. Advocate with
Mr. Sanjay Bansal for the petitioner
Mr. Ashok K. Gupta for respondent/UOI.

CW No. 1123 & CM: 1843/02

Petitioner assails the withdrawal of Clause from the tender permitting exemption from payment of earnest money in view of lump sum deposit made by the registered contractor.

Issue notice to the respondents to show cause as to why rule nisi be not issued, returnable on 17.5.2002. Notice be also issued in CM for the date fixed.

Mr. Ashok K. Gupta accepts notice on behalf of respondent/UOI. Counter affidavit be filed within four weeks. Rejoinder thereto, if any, be filed within two weeks thereafter.

In the meanwhile, respondent will not insist upon the payment of separate earnest money, in case lump sum money or fixed deposit had already been deposited.

DASTI.

February 14, 2002
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Sd/-

Manmohan Singh Judge

True copy

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Lawyer