

Tele: 23015930

Dte of Contract Management
Military Engineer Service
Engineer-in-Chief's Branch
Kashmir House, Rajaji Marg
New Delhi – 110 011

36073/MES BAI/GEN/ 930 /E8

17 May 2019

All MES Formations
Through MES website

IN THE HIGH COURT OF J & K AT SRINAGAR : OWP NO 464/2019
AND OWP NO 427/2019 CASE TITLED M/S ALCO ENGINEERS
& OTHERS VS UOI & OTHERS AND M/S MOHD AFZAL
WANI & OTHERS VS UOI & OTHERS

1. Reference this HQ letter No 36073/MES BAI/GEN/929/E8 dt 17 May 2019 uploaded on MES website on 17 May 2019.

2. Vide above letter, representation of MES BAI on Performance Security provision has been disposed of in compliance of Order dated 05 Apr 2019 of Hon'ble J & K High Court at Srinagar. As regards applicability of Court Order until the date of disposal of representation as above, the Tender Issuing Authorities [viz, GEs, CsWE, CEs under AOR of CENC and ADG(N)] are requested to report through channel whether affected parties approached them for any relief and action taken thereon.

3. Notwithstanding above, it is brought out that ASGI Shri Tahir Majid Shamsi had given legal opinion dated 01 May 19 on the orders of Hon'ble court as under:-

"Perusal of records makes it clear that any action post decision on representation has not been restrained. As such the dept. may initiate appropriate action after passing a speaking order".

4. This is for information of all concerned.


(Bhagirathi Pani)
Director (Contracts)
For E-in-C

Copy to :-

MES Builders Association of India
807-808, Sahyog 58,
Nehru Place,
New Delhi - 110019