

Aman Pathak

Civil Writ Jurisdiction Case No.9626 of 2024

FORUM

Patna High Court

ORDER DATE

01 Jul 2024

NOTE TYPE

Source extract

01 CONCLUDING COURT PASSAGE - SOURCE EXTRACT

It is not in dispute that the last lease agreement entered into between the parties on 1.7.2023, copy of which has been brought on record as Annexure P/5, gave right to the Income Tax Department to terminate the lease at any time giving to the lessor three month's notice in writing of its intention to do so. The said lease agreement also came to an end on 31.3.2024. The petitioner is not alleging violation of any of the terms of the lease. 7. Further the notice inviting proposals as seen from Annexure P/6 was published on 16.02.2024. The petitioner also had bid under Annexure P/6, but was disqualified. After having thus bid and failed, the petitioner cannot turn around and challenge vacation of his premises. 8. Further, from the material on record as also the averments made in the writ application, it transpires that bids submitted by the bidders including the petitioner was evaluated by the Building Hiring Committee of the Income Tax Department under the Chairmanship of the Additional Commissioner of Income Tax, Range-1, Patna and of which the Income Tax Officer (HQ), Patna, the Income Tax Officer, Ara, Ward 1 (4), Ara and the Income Tax Officer (Technical) I.T. Building, Patna were members. 9. In the opinion of this Court, the suitability etc. of the premises of the bidders having been evaluated not only on the basis of technical bid submitted but also by visit of the members of the Building Hiring Committee to the premises in question on 16.4.2024, as is borne out from paragraph no.14 read with Annexure-P/7 of the writ application, the Court finds no merit in the contention raised by the petitioner. 10. The writ application is dismissed.

SOURCE & VERIFICATION

Supplied court copy / compilation pp. 947-951

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