

Johnson & Smith Co. & Others v/s Karnataka State Drugs Logistics
& Warehousing Society, Bangalore

W.P. Nos. 1792-1799 of 2017
High Court of Karnataka

BENCH:

HON'BLE MR. JUSTICE ASHOK B. HINCHIGERI

ISSUE:

Whether they can be permitted to pay the security deposit in the form of bank guarantee in lieu of demand drafts.

FACTS:

The petitioners are all Pharmaceutical Companies engaged in the manufacture, supply and import of various pharmaceutical products. They have called into question the tender notification for the supply of drugs, chemicals and miscellaneous items for the year 2016-2017, insofar as it pertains to Clauses 10 and 15.2 of the tender notification. Clause 10 of the tender notification requires the successful bidder to pay the security deposit amount; earlier it was by way of bank guarantee.

BEST SHOT at success !!

DECISION:

The challenge to Clause 10 of the tender notification is negated. The petitioners have partly succeeded in their challenge to Clause 15(2) of the tender notification that is to the extent indicated herein above. I reiterate that it is for the respondent No.1 to take an informed decision in the matter.