

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 9048/2022

(Arising out of impugned final judgment and order dated 16-02-2022 in WP(C) No. 7620/2021 passed by the High Court of Delhi at New Delhi)

EMPLOYEES STATE INSURANCE CORPORATION & ORS.

Petitioner(s)

VERSUS

M/S MDC PHARMACEUTICALS LIMITED & ANR.

Respondent(s)

(FOR ADMISSION and I.R. )

Date : 13-03-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI  
HON'BLE MR. JUSTICE VIKRAM NATH

For Petitioner(s)

Mr. Brijesh Kumar Tamber, AOR  
Mr. Vinay Singh Bist, Adv.  
Ms. Ayushi Mittal, Adv.

For Respondent(s)

Mr. Abhishek Sethi, Adv.  
Ms. Richa Sethi, Adv.  
Mr. Vedant Singh, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

1. The grievance of the petitioners is that the financial bids are yet to be opened and still the High Court has observed that the petitioner before the High Court was the lowest bidder.
2. We are not inclined to interfere with paragraph 48 of the impugned order passed by the High Court, the same is maintained.
3. However, we clarify that paragraph 49 of the impugned order passed by the High Court to the effect that the petitioners would be entitled to open the financial bids of all the bidders including that of respondent No.1 herein for item Nos.1, 2, 3 and 4 and after opening the financial bids proceed in accordance with law.

4. The special leave petition is, accordingly, disposed of.
5. Pending application(s), if any, shall stand disposed of.

**(NARENDRA PRASAD)**  
**ASTT. REGISTRAR-cum-PS**

**(ANJU KAPOOR)**  
**COURT MASTER (NSH)**