

U.PStateBridgeCo.Ltd./Legal/W.P/2024/2932

14.05.2025

Office Order

Subject: Stay on the Non-performer Order of M/s UP State Bridge Corporation Limited dated 09.02.2024- reg.

National Highways & Infrastructure Development Corporation Limited (NHIDCL) vide Office Order no. NHIDCL/Sikkim/NH-717B/Rhenock-Menla/Pkg-III A/2224 dated 09.02.2024 had declared M/s UP State Bridge Corporation Limited as "Non-performer", in accordance to MoRTH Circular RW/NH-33044/76/2021-S&R(P&B) dated 06.10.2021, till the completion of the project of "Construction of 2-Laning with Paved Shoulder of New Greenfield Alignment from Chochenpheri at Km 52+000 to Helipad near Menla at Km 82+000 of Rhenock Menla Spur (NH-717 B) Package-III A on EPC Basis under SARDP-NE Phase-A in the State of Sikkim", thereby disabling M/s UP State Bridge Corporation Limited from participating in any bid of MoRTH or its executing agencies till such time the EPC Contractor is not removed from the list of "Non-performer".

2. In compliance to the orders of Hon'ble High Court of Delhi dated 20.05.2024, order dated 05.06.2024, order dated 01.07.2024 & order dated 27.08.2024 in the case titled as M/s UP State Bridge Corporation Limited (Appellant) Vs NHIDCL (Respondent), NHIDCL had allowed stay on Non-performer order dated 09.02.2024 upto 22.11.2024.

3. Now, Hon'ble High Court in its hearing dated 28.02.2025 has referred the matter to Arbitral Tribunal and has allowed the stay on Non-performer order till the application under Section 17 is taken up for consideration by the Arbitral Tribunal.

4. In adherence to the aforesaid directions passed by Hon'ble High Court of Delhi in its hearing on 28.02.2025, NHIDCL hereby extends the stay on the Office Order no. NHIDCL/Sikkim/NH-717B/Rhenock-Menla/Pkg-III A/2224 dated 09.02.2024 & removes the name of M/s UP State Bridge Corporation Limited from "Non-performer" list till further updates in the matter.

5. This issues with the approval of the Competent Authority.

Yours faithfully,



(Ankush Mehta),
General Manager (Tech)

Copy to:

- i. Director General (RD) & SS, MoRT&H.
- ii. Director General, Border Roads Organization, New Delhi.
- iii. Chairman, NHAI.
- iv. Chief Secretaries (PWD/Roads) of all State Govt. /UT with National Highways & Centrally sponsored schemes.
- v. Chief Engineers (PWD/Roads) of all State Govt. /UT with National Highways & Centrally sponsored schemes.
- vi. PS to MD-NHIDCL.
- vii. PS to Dir(T-I)-NHIDCL /PS to Dir(T-II) NHIDCL.
- viii. All ED(T/P), NHIDCL.
- ix. GM(IT) - *with a request to put to notice on NHIDCL website.*