



W.P.(MD).No.206 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 06.01.2026

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.206 of 2026

and

W.M.P(MD) Nos.193 and 194 of 2026

RK.Brothers Engineering Works
Represented by its Managing Partner,
Franklin RajeshkumarSamuvel
Having office at
No.2/3, Nammalvar Street,
Choolai, Chennai – 600 112.

... Petitioner

Vs.

1. The Commissioner,
Thoothukudi Municipal Corporation,
113, TamilzhSalai (Palai Road)
Thoothukudi – 628 002.

2. M/s.RSK Construction and Projects,
121, Thirumurugan Nagar,
Veeriyampalayam Road,
Kalapatti Post, Coimbatore – 641 048.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned Notice Inviting Tenders (NIT) in Contract No.E1/00049/2025 issued by the 1st Respondent for the work of “*Widening, Construction of RCC Lined Canal with Retaining Wall and RCC solid bridge for buckle canal chainnage from 250.00 M to 7140.00 M (Theraspuram*



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Bridge to FCI Godown) in Thoothukudi City Municipal Corporation” as the same is against the rules of the Tamil Nadu Transparency in Tenders Act, 1998 and quash the same as illegal and consequently to direct the 1st respondent issue fresh tender notification.

For Petitioner : Mr.V.P.Senguttuvel
Senior Counsel
for Mr.V.Muthu Kamatchi
For R1 : Mr.N.Anandhakumar
Standing Counsel

ORDER

The present writ petition has been filed seeking to challenge a tender notification issued by the first respondent/Municipal Corporation on 07.11.2025 on the ground that it is against the Rules of Tamil Nadu Transparency in Tenders Act, 1998.

2. A perusal of the records reveal that the petitioner has not participated in the tender process and the second respondent has been declared as L-1 in the said process.

3. According to the learned Senior Counsel appearing for the writ petitioner, the second respondent has not been qualified as per the tender notification.



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4. These submissions made by the learned Senior Counsel would clearly indicate that the petitioner is being aggrieved over the declaration of second respondent as L-1 in the tender process.

5. In view of the above said facts, it is clear that the present writ petition has been filed not to espouse the cause of the writ petitioner but challenging the selection of the second respondent as L-1 by the first respondent. In such a view of the matter, the present writ petition is not maintainable and the same is disposed of, granting liberty to the petitioner to file a Public Interest Litigation, if he is so advised. There shall be no order as to costs. Consequently connected Miscellaneous Petitions are closed.

06.01.2026

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
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R.VIJAYAKUMAR,J.

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