

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5010 OF 2017

Ramkrushna Venkatesh Khot & ors. Petitioners
vs
State of Maharashtra and ors. Respondents

Mr. S.M. Sabrad i/by Mr. Gajanan Shinde for the petitioners
Mr. S.B. Kalel, AGP for respondents 1 to 5, 7, 8 and 10 -State.
Mr. Amogh Karandikar i/by Khandeparkar & Associates for respondent No.12.
Ms. Sharmila U. Deshmukh for respondent No.6.
Mr. Ketan Gupta i/by Legaleye Associates for respondent No.11.

**CORAM: ANOOP V. MOHTA AND
MANISH PITALE, JJ.**

DATE : November 06, 2017

FINAL ORDER:

1 The learned counsel appearing for the Respondents pointed out that the challenge does not survive in view of the expiry of the tender period in question. This fact is not in dispute. The challenge to the Government Resolution as mentioned in prayer (b), therefore, in our view, need not be gone into. However, liberty is granted to the Petitioners to raise the issue as and when occasion arises.

2 It is made clear that the Respondents-State Government to act within the frame work of law while issue fresh tender.

3 All contentions are kept open.

4 The writ petition is disposed of accordingly with liberty so far as prayer (b) is concerned.

5 No costs.

(MANISH PITALE, J.)

(ANOOP V. MOHTA, J.)