

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH**

MONDAY, THE TWENTIETH DAY OF JULY,
TWO THOUSAND AND FIFTEEN

:PRESENT:

THE HON'BLE SRI JUSTICE A. RAMALINGESWARA RAO

WP .NO: 22311 of 2015

Between:

Kotha Bhagvan Reddy,
Contractor, H.No.5-11-49, Vidyanyara Puri, Hanmakonda,
Warangal District.

..... Petitioner

AND

- 1 State of Telangana, Rep. by Its Secretary, Irrigation Department,
Secretariat, Hyderabad.
- 2 Superintendent Engineer, I & CCD, Irrigation Circle, Nirmal, Adilabad Dist.
- 3 Md. Munthaz, S/o. Md. Afzal, Spl. Class Contractor, Jainoor (V&N),
Adilabad District.
- 4 M/s KSR Constructions, H.No.2-10-2046, Bhagya Nagar, Karimnagar -
505 002.
- 5 K. Vishwaprasad Rao, Spl. Class Contractor, H.No.13-112, near Police
Quarters, Asifabad -504 293, Adilabad District.
- 6 M/s Vaishnovi Constructions, H.No.6-3-252/2/4, Flat No.101, Bhanu Villa
Apartments, Naveen Nagar Colony, Errumanzli, Hyderabad- 500 082.

.....Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased to issue a writ order or direction more particularly in the nature of writ of mandamus declaring the illegal action of the respondents 3 to 6 in tender Notice IFBNo. 5,6,10,11,13,15,16/2014-15 dt.3-02-2015 and IFBNo24/2014-15 dt.12-02-2015 for the works of Minor Irrigation - Adilabad district- Mission Kakatiya, illegal arbitrary and violation of articles 14 and 19 of the Constitution of India and consequently direct the respondents to accept the tender Schedule of the petitioner by entering into the agreement and allowing to execute the works in case of becoming successful bidder by setting aside the agreement entered with respondents 3 to 6 in tender Notice IFBNo.5,6,10,11,13,15,16/2014-15 dt.3-02-2015 and IFB No. 24/2014-15 dt.12-02-2015 for the works of Minor Irrigation-Adilabad district-Mission Kakatiya.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri Kuna Reddy Anji Reddy, Advocate for the Petitioner and GP for Irrigation (TG) for Respondent Nos.1 & 2, the Court made the following

ORDER:

Learned Government Pleader seeks time to get instructions.

Post this Writ Petition along with W.P.Nos.5845, 6671 and 13365 of 2015 on 27.07.2015 “for orders”.

In the meanwhile, if the works were not awarded, the same shall not be awarded in respect of tender notice Nos.10, 11 and 13/2014-15 till 27.07.2015.

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

- 1 The Secretary, Irrigation Department, State of Telangana, Secretariat, Hyderabad.
 - 2 The Superintendent Engineer, I & CCD, Irrigation Circle, Nirmal, Adilabad Dist.
 - 3 Md. Munthaz, S/o. Md. Afzal, Spl. Class Contractor, Jainoor (V&N), Adilabad District.
 - 4 M/s KSR Constructions, H.No.2-10-2046, Bhagya Nagar, Karimnagar - 505 002.
 - 5 K. Vishwaprasad Rao, Spl. Class Contractor, H.No.13-112, near Police Quarters, Asifabad -504 293, Adilabad District.
 - 6 M/s Vaishnovi Constructions, H.No.6-3-252/2/4, Flat No.101, Bhanu Villa Apartments, Naveen Nagar Colony, Errumanzli, Hyderabad- 500 082.
- (Addressees 1 to 6 BY RPAD)**
- 7 One CC to Sri Kuna Reddy Anji Reddy, Advocate (OPUC)
 - 8 Two CCs to the G.P. for Irrigation (Telangana), High Court, Hyderabad. (OUT)
 - 9 One spare copy.

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HIGH COURT

ARLR,J

DATED: 20-7-2015

**NOTE: Post along with
WP Nos.5845, 6671 & 13365 of 2015
On 27-7-2015 “for orders”**

ORDER

W.P.NO. 22311 OF 2015

DIRECTION

HIGH COURT

Nnr

Date of Drafting : 21-07-2015

ARLR,J

DATED: 20-7-2015

**NOTE: Post along with
WP Nos.5845, 6671 & 13365 of 2015
On 27-7-2015 “for orders”**

ORDER

W.P.NO. 22311 OF 2015

DIRECTION