



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.08.2018

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE V.PARTHIBAN

W.P.(MD) No.17765 of 2018

and

W.M.P.(MD) No.15655 of 2018

S.Peter

... Petitioner

Vs.

1. The District Collector,
Kanyakumari District,
Nagercoil.

2. The Assistant Director of Town Panchayat,
Collectorate Building,
Kanyakumari District,
Nagercoil.

3. The Executive Officer,
Thiruparappu Town Panchayat,
Kanyakumari District.

4. Martin

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, forbearing the third respondent from issuing works order to the fourth respondent in pursuant to the tender notification dated 19.06.2018 issued by the second respondent in Na.Ka.No.20/2018/A1 insofar as Serial No.2 is concerned based on the petitioner's representation dated 11.07.2018.

For Petitioner	: Mr.V.Sasi Kumar
For R1 & R2	: Mr.C.M.Mari Chelliah Prabhu Additional Government Pleader
For R3	: Mr.A.Thiagarajan
For R4	: Mr.A.N.Ramanathan

ORDER

This writ petition has been filed seeking for issuance of a writ of Mandamus, forbearing the third respondent from issuing works order to the fourth respondent in pursuant to the tender notification dated 19.06.2018 issued by the second respondent in

Na.Ka.No.20/2018/A1 insofar as Serial No.2 is concerned based on the petitioner's representation dated 11.07.2018.

2.It appears that the work order has been issued to the fourth respondent on 13.08.2018. According to the learned counsel appearing for the fourth respondent, the work has also been commenced. Therefore, the issues, which have originally raised, did not survive for any further consideration before this Court. Therefore, the writ petition is dismissed. However, it is made clear that in case the petitioner is aggrieved by the award of contract to the private respondent/fourth respondent, it is always open to him to seek appropriate remedy in the manner known to law. No costs. Consequently, connected miscellaneous petition is also dismissed.

Sd/-
Assistant Registrar (CS-III)

/True Copy/

Sub Assistant Registrar (CS-I)

To

1. The District Collector,
Kanyakumari District,
Nagercoil.
2. The Assistant Director of Town Panchayat,
Collectorate Building,
Kanyakumari District,
Nagercoil.

+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 79359
+ 1 CC TO Mr.V.SASI KUMAR, ADVOCATE IN SR No. 79507

RMI
TE/SKN/SAR-1 : 10/09/2018 : 2P/5C

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W.M.P.(MD)No.15655 of 2018
20.08.2018
(2/2)