

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.09.2019

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 28340 of 2019

and

W.M.P.Nos. 28013 & 28014 of 2019

N.Gunasekaran

... Petitioner

Vs.

1. State of Tamil Nadu
represented by its Secretary to Government,
Highways & Minor Ports Department,
Secretariat, Chennai - 600 009.
2. The Chief Engineer (General),
Construction and Maintenance,
Highways Department, Guindy,
Chennai - 600 025.
3. The Superintending Engineer,
Highways (C&M),
Chennai Circle, No.299,
Anna Salai, Teynampet,
Chennai - 600 006. ... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for records relating to the Government Order in G.O.Ms.No.162, Highways & Minor Ports (HN1) Department dated 01.10.2012 on the file of the first respondent and the subsequent tender notice in Tender Notice No.10/2019-2020/HDO, dated 28.08.2019 on the file of the third respondent quash the same and direct the respondents to issue fresh tender notifications to participate in the tender by the petitioner.

For Petitioner : Mr. S. Doraisamy
For Respondents: Mr. S.R. Rajagopal
Additional Advocate General
Assisted by
Mr. V. Jayaprakash Narayan
Government Pleader

O R D E R

Mr. S.R. Rajagopal, Learned Additional Advocate General, Assisted by Mr. V. Jayaprakash Narayan, Learned Government Pleader takes notice for the respondents.

2. It is brought to the notice of this Court by the Learned Additional Advocate General that the notification of the State Government in G.O. (Ms.) No. 162, Highways and Minor Ports (HN1) Department dated 01.10.2012, which is impugned in this Writ Petition, has already been upheld by this Court by a detailed order dated 14.07.2014 in W.P. (MD) Nos. 15486 to 15489 of 2012 and according to him, no appeal has been preferred against the said order, which has attained finality.

3. In view of the aforesaid decision, which binds this Court, the Writ Petition is dismissed. Consequently, connected Miscellaneous Petitions are closed. No costs.

-s/d-

Assistant Registrar (CS-I)

True Copy

Sub-Assistant Registrar

To

1. The Secretary,
Government of Tamil Nadu,
Highways & Minor Ports Department,
Secretariat, Chennai - 600 009.
2. The Chief Engineer (General),
Construction and Maintenance,
Highways Department, Guindy,
Chennai - 600 025.
3. The Superintending Engineer,
Highways (C&M),
Chennai Circle, No.299,
Anna Salai, Teynampet,
Chennai - 600 006.

+1 CC to Mr.S. Doraisamy, Advocate sr 82103.
+1 CC to Govt. Pleader sr 82344.

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VBA (CO)
SP (26/09/2019)