

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

917 WRIT PETITION NO.3945 OF 2018

A G S INDUSTRIES THROUGH SENIOR MANAGER GIRISH
VASANTDAS SHAH
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioners : Mr. K.P. Patil h/f Mr.S.S.Choudhary
AGP for Respondents:Mr. S.D. Ghayal

Advocate for Respondent No.4 :Mr. S.S. Deve

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CORAM : Z.A. HAQ & S. M. GAVHANE, JJ.

Date: February 25, 2020

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PER COURT :-

1 Heard.

2 The petitioner has challenged the tender notices dated 15.2.2018, 3.3.2018 and 19.3.2018 issued by respondents No.1 to 3. The acceptance of tender submitted by respondent No.4 is also challenged.

3 While issuing notices, by order dated 20.4.2018, this Court directed that, if work order was not already issued, it should not be issued.

4 In reply filed on behalf of respondents No.2 and 3, it is

stated that the work order was issued to respondent No.4 and he had supplied the machines and payment is also made to respondent No.4.

5 In the above facts, we are not inclined to consider the grievance of the petitioner in the extraordinary jurisdiction. However, the petitioner will be at liberty to take appropriate proceedings for claiming damages, if so advised.

6 The petition is disposed of accordingly.

7 In the circumstances, parties to bear their own costs.

(S. M. GAVHANE, J.)

(Z.A. HAQ, J.)