

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO.4847 OF 2021
IN
PUBLIC INTEREST LITIGATION NO.120 OF 2019**

SHRI SAIBABA SANSTHAN SHIRDI THROUGH ITS CHIEF
EXECUTIVE OFFICER ..APPLICANT

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS ..RESPONDENTS

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Mr. A. S. Bajaj, Advocate for the Applicant.

Mr. D. R. Kale, Government Pleader for
Respondent/State.

Ms. P. S. Talekar, Advocate for Respondent No.7.

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**CORAM : S. V. GANGAPURWALA &
SHRIKANT D. KULKARNI, JJ.**

DATED : 08th JUNE, 2021.

PER COURT:-

1. The present Civil Application is filed seeking permission to accept tender of M/s. Kalyani Enterprises quoting the price of Rs.74,27,000/-.

2. We had under our order dated 14.01.2021 permitted the Sansthan to erect Gas Crematorium and hand it over to the Municipal Council, Shirdi with an estimated cost of Rs.57,73,322/-. The Collector has referred to the Government Resolution dated 01.12.2016, more particularly Clause 3.1.2.1 and submitted that if the quoted tender of the lowest bidder is in between -20% to +10% of the assessed price, the said bid can be considered. However, if the difference is more than the same, a fresh

tender has to be published. The Sansthan took more than three months to publish the tender.

3. Considering the opinion of the Collector, the Sansthan shall issue fresh tender. The same shall be done immediately.

4. Civil Application is disposed of.

(SHRIKANT D. KULKARNI)
JUDGE

(S. V. GANGAPURWALA)
JUDGE