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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.11.2021

CORAM:

The Hon'ble Mr. Justice Krishnan Ramasamy

W.P.Nos.5193 & 5194 of 2017

and

W.M.P.Nos.5489, 5490, 11707 of 2017 & 11250 of 2017

S.Sundararaj

...Petitioners in both W.Ps

Vs

1. The Special Chief Engineer,
Highways Circle, C&M,
Salem - 5.

2. The Divisional Engineer(H),
Quality Control,
Solampallam,
Steel Plant Road, Salem - 5.

...Respondents in W.P.No.5193 of 2017

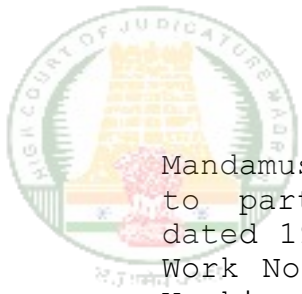
3. The Superintending Engineer,
National Highways,
Narasothipatty,
Alagapuram, Salem - 4.

4. The Divisional Engineer,
National Highways,
Narasothipatty,
Alagapuram, Salem - 4.

...Respondents in W.P.No.5194 of 2017

Prayer in W.P.No.5193 of 2017: Writ Petition filed Under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus, directing the 1st respondent to permit the petitioner to participate in the tender viz. Tender Notice No.3/2016-2017/HDO dated 19.01.2017 on the file of the 1st respondent in respect of Work No.4 without insisting upon the machinery Working condition certificate from the 2nd respondent as per invitation for prequalification Annexure - 1.

Prayer in W.P.No.5194 of 2017: Writ Petition filed Under Article 226 of the Constitution of India praying for issuance of Writ of



Mandamus, directing the 1st respondent to permit the petitioner to participate in the tender viz. TN.No.15/HDO/NH/2016-2017 dated 19.01.2017 on the file of the 1st respondent in respect of Work Nos.10, 12,13, and 14 without insisting upon the machinery Working condition certificate from the 2nd respondent as per invitation for prequalification Annexure - 1, Note No.1.

For Petitioner in both W.Ps : Mr.V.Elangovan

For Respondents in both W.Ps : Mr.V.Nanmaran
Additional Government Pleader

O R D E R

When the matter is taken up for hearing today i.e., on 29.11.2021, the learned counsel appearing for the petitioner submits that by efflux of time, the relief sought for in these Writ Petitions have become infructuous and there is nothing survives for adjudication.

2. In view of the above submission, these Writ Petitions are dismissed as infructuous. No costs. Consequently, connected Miscellaneous petitions are closed.

Sd/-
Assistant Registrar(LA)

//True Copy//

Sub Assistant Registrar

pns/jd

To

1. The Special Chief Engineer,
Highways Circle, C&M,
Salem - 5.
2. The Divisional Engineer (H),
Quality Control,
Solampallam,
Steel Plant Road, Salem - 5.



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3. The Superintending Engineer,
National Highways,
Narasothipatty,
Alagapuram, Salem - 4.

4. The Divisional Engineer,
National Highways,
Narasothipatty,
Alagapuram, Salem - 4.

+2ccs to Mr.S.Duraisamy, Advocate, S.R.No.62373 & 62374

+1cc to the Government Pleader, S.R.No.62649

W.P.Nos.5193 & 5194 of 2017 and
W.M.P.Nos.5489, 5490, 11707 of 2017 & 11250 of 2017

SSD(CO)
SU(21/01/2022)