

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO.1407 OF 2022

M/S SAHARA CONSTRUCTION COMPANY THROUGH ITS PARTNER
SHAIKH MATIN MOINODDIN ..PETITIONER

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS ..RESPONDENTS

...

Mr. S. A. Ambilwade, Advocate for the Petitioner.
Mr. S. P. Tiwari, AGP for Respondent Nos.1 and 2.
Mr. V. V. Bhavthankar, Advocate for Respondent
Nos.3 and 4.
Mr. N. B. Khandare, Advocate for Respondent No.5.

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**CORAM : R. D. DHANUKA &
S. G. MEHARE, JJ.**

DATED : 17th MARCH, 2022.

PER COURT:-

1. The learned counsel for respondent nos.3 and 4 on instruction states that, his client would re-invite the tender for construction of C. C. Nala in Ward No.1 Raviwar Peth from Janulla House to Miliya School for Municipal Council, Ambejogai. The statement is accepted. As and when any fresh tender is invited, the petitioner as well as respondent no.5 and any other bidders eligible to apply for such tender shall be allowed to participate in the tender. In view of the statement made by the learned counsel for respondent nos.3 and 4, nothing survives in this petition.

2. Writ Petition accordingly disposed of. No order as to costs.

3. It is made clear that, in view of the statement made by the learned counsel for respondent nos.3 and 4, we have not gone into the merit of the action on the part of respondent nos.3 and 4 in this petition.

(S. G. MEHARE)
JUDGE

(R. D. DHANUKA)
JUDGE