

Dusane

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 2687 OF 2021

Shree Sant Gadge Baba Maharaj Berojgar Sanstha ...Petitioner
through Chairman

Versus

Haffkine Bio-Pharmaceuticals Corporation Ltd ...Respondents
through Managing Director & Ors

BHALCHANDRA
GOPAL DUSANE

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BHALCHANDRA
GOPAL DUSANE
Date: 2022.03.07
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Mr Sudhir V Sadavarte, for the Petitioner.
Mr KS Thorat, AGP, for State4-RespondentNo. 1
Mr Mohit Jadhav, with Megha Shigavan, Gayatri Kumar for
Respondent No.4

CORAM G.S. Patel &
Madhav J. Jamdar, JJ.
DATED: 4th March 2022

PC:-

1. In our view, the Petition is infructuous. It has been overtaken by subsequent events. The tender has been awarded to the 4th Respondent. There was never any ad-interim relief though the petition was filed in 2021. It would not be possible to revisit an old tender and an awarded contract at this late stage.

2. The point or principle of law that the Petitioner urges is left open for decision in an appropriate case.

3. Further, if the Petitioners desire to seek any other civil remedies, whether by way of damages or otherwise, they are at liberty to do so and the filing of this petition and this order will not come in the way of such proceedings.

4. All contentions are kept open.

(Madhav J. Jamdar, J)

(G. S. Patel, J)