



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.01.2022

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.NOS.15679 & 15680 OF 2013

AND

M.P.NOS.1, 1, 2 & 2 OF 2013

South Wester Railway Catering  
Cont. Association (Regd.)  
No.522/11, 63rd Cross, 5th Block,  
Rajajinagar, Bangalore-560 010  
Branch Office at No.4/793, Teacher's Colony,  
Dharmapuri-636 701, Tamil Nadu  
Represented by its Gen. Secretary  
V.S.Manogar

...Petitioner in both WPs

Vs.

1.Union Of India, Ministry of Railways,  
Rail Bhavan, New Delhi-110 001.  
Rep.By Its Secretary.

2.The Chairman, Railway Board,  
Rail Bahavan,  
New Delhi-110001.

3.The Director, Tourism And Catering,  
Railway Board,  
New Delhi-110001.

4.The Chief Commercial Manager,  
Southern Railway,  
Headquarters Office,  
Commercial Branch,  
Park Town, Chennai-600003.

...Respondents in both WPs

COMMON PRAYER : Writ Petition filed Under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the entire records of the respondents in pursuance of the impugned tender / bids notification for Provision of Catering Services in various trains called by the Fourth Respondent bearing Bid Notice No.86/PC/Genl./Tender/2013 dated 3.4.2013 and 27.05.2013 and treating them as unjust unfair and ultra Virus and quash the same and consequently direct the respondent to consider the representations of the



For Petitioner : Mr.S.Prasad Babu  
(both WPs)

C O M M O N    O R D E R

2. Paragraph 1.4 of the bid notice dated 27.05.2013 deals with tenure of license. Accordingly, the tenure of license shall be for a period of 5 years and on completion of 5 years, one renewal of license shall be granted subject to satisfactory performance. Therefore, the period of contract itself was 5 years and the said period of 5 years expired in the year 2018 itself. Even, thereafter, three and a half years have lapsed.

Sd/-  
Assistant Registrar (CS-IV)

Sub Assistant Registrar

To

2.The Chairman, Railway Board,  
Rail Bahavan,  
New Delhi-110001.



3.The Director,  
Tourism And Catering,  
Railway Board,  
New Delhi-110001.

WEB COPY

4.The Chief Commercial Manager,  
Southern Railway,  
Headquarters Office,  
Commercial Branch,  
Park Town, Chennai-600003.

+2ccs to Mr.P.T.Ramkumar, Advocate Sr.No.3251, 3251

W.P.Nos.15679 & 15680 of 2013  
and M.P.Nos. 1, 1, 2 & 2 of 2013

SR-II(CO)  
RVM(08/02/2022)