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W.P. No.32691 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.11.2022

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THE HONOURABLE MR.JUSTICE C.SARAVANAN

W.P.No.32691 of 2017

and

W.M.P.Nos.36006 & 36007 of 2017

M/s.Karthikeyan Electricals,
Rep by its Proprietor,
Mr.R.Kanagavel,
81 Hot Water Channel Road,
Madurai – 16.

... Petitioner

Vs

- 1.The Government of Tamil Nadu,
Rep by Secretary to Government,
Public Works Department,
Fort St.George, Secretariat,
Chennai – 600 009.
- 2.The Government of Tamil Nadu,
Rep by Secretary to Government,
Higher Education Department,
Fort St.George, Secretariat,
Chennai – 600 009.
- 3.The Director,
Directorate of Technical Education,
Guindy, Chennai – 600 025.



W.P. No.32691 of 2017

4. The Chief Engineer,
Technical Education Circle,
Directorate of Technical Education,
Guindy, Chennai – 600 025.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, to call for the records of the 2nd respondent herein relating to G.O.Ms.(2D) No.16 Higher Education Department dated 03.03.2016 and quash the same and direct the respondents to float separate tenders for the civil works and electrical works.

For Petitioner : M/s.AL.Gandhimathi

For Respondents : Mr.S.Ravichandran
Additional Government Pleader

ORDER

The petitioner has challenged the impugned Government order G.O.Ms.(2D) No.16 Higher Education Department dated 03.03.2016, whereby, tender was floated for combining the Electrical Works and Civil Works. While, preparing the estimate for the buildings costing more than Rs.10.00 crore in respect of Government Colleges/Universities under the control of Higher Education Department.



W.P. No.32691 of 2017

2.The learned Additional Government Pleader for the respondents was asked to verify and report whether the impugned Government Order is correct.

It is noticed that pursuant to the impugned order, tender was also floated on 09.11.2018 as per the impugned Government Order G.O.Ms.(2D).No.16 Higher Education Department dated 03.03.2016.

3.The case was earlier heard on 11.11.2022 and adjourned at the request of the learned counsel for the respondents to get information as to whether any new Government Order has been issued.

4.Today, when the case was taken up for hearing, the learned Additional Government Pleader for the respondents has produced G.O.(Ms).No.167 Public Works (G2) Department, dated 23.11.2021, whereby, the decision that stood prior to impugned G.O.Ms(2D)No.16 Higher Education (D1) Department, dated 03.03.2016 has been restored back. In view of the above, I am of the view nothing further survives for adjudication.



W.P. No.32691 of 2017

5. Accordingly, this writ petition stands closed. No costs. Consequently,

connected miscellaneous petitions are closed.

21.11.2022

Index: Yes/ No

Internet : Yes/No

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To

1. The Secretary to Government,
Government of Tamil Nadu,
Public Works Department,
Fort St. George, Secretariat,
Chennai – 600 009.
2. The Secretary to Government,
Government of Tamil Nadu,
Higher Education Department,
Fort St. George, Secretariat,
Chennai – 600 009.
3. The Director,
Directorate of Technical Education,
Guindy, Chennai – 600 025.
4. The Chief Engineer,
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W.P. No.32691 of 2017

C. SARAVANAN, J.

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