

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

**CIVIL APPLICATION NO.11369 OF 2023  
IN PIL/98/2021 WITH  
AND  
WRIT PETITION NO.6611 OF 2021**

SHREE SAIBABA SANSTHAN SHIRDI THR ITS ADMNISTRATIVE OFFICER  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH ITS PRINCIPAL SECRETARY

...

Advocate for Applicant : Mr. Bajaj Anil S.

GP for Respondents/State : Mr. D.R. Kale

Advocates for Intervenor : S/Shri A.S. Sawant, A.S.Gandhi, R.R. Karpe

Advocate for Petitioner in PIL : Mr. Ajinkya Kale h/f. Talekar & Associates

Advocate for Petitioner in WP/6611/2021 : Mr. Avinash Deshmukh

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**CORAM : RAVINDRA V. GHUGE &  
Y.G. KHOBRAGADE, JJ.**

**DATE : 8<sup>th</sup> September, 2023**

**PC. :-**

1. The Applicant - Shree Sai Baba Sanstha Shirdi has put-forth prayer clause-B as under:

*“B) The Applicant may kindly be permitted to implement Resolution No.403 and 418 pursuant to which the applicant is directed to call M/s. Shimadzu Medical (I) Pvt. Limited, Mumbai for negotiation for giving five years service contract for Cathlab machine from 2023 to 2028, and if M/s. Shimadzu Medical (I) Pvt. Limited, Mumbai is not interested in negotiation, in that case, fresh E-tender be called and for implement Resolution No.418 pursuant to which the applicant is directed to call for fresh E tender for yearly service contract for the period 2023-24 of the machines in Sai Baba Hospital*

*and Sainath Rugnalaya and applicant be also permitted to take on-call service till the fresh tender process is completed, looking at the urgency.”*

2. After hearing the learned advocates for the Applicant and on perusing the record, we deem it appropriate to permit the Applicant to resort to e-tender process with regard to Resolution No.418 and the concerned company M/s. Shimadzu Medical India Pvt. Ltd., Mumbai would be at liberty to submit their bids.

3. **This application is disposed off** with the above liberty.

[Y.G. KHOBRADE, J.]

[RAVINDRA V. GHUGE, J.]