

BASAVRAJ
GURAPPA
PATIL

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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.11474 OF 2022**

R. K's Services

..... Petitioner

Vs.

Sangli, Miraj & Kupwad City
Corporation & Ors.

..... Respondents

Mr. Kuldeep Nikam a/w. Mr. Prasad Avhad for the Petitioner
Mr. Vikram Walawalkar a/w. Mr. Amey Sawant for Respondent
No.1
Mr. Chetan Patil for Respondent No.2

**CORAM: DEVENDRA KUMAR UPADHYAYA, CJ. &
ARIF S. DOCTOR, J.**

DATE : NOVEMBER 9, 2023

P.C.

1. Heard Mr.Kuldeep Nikam, learned Counsel representing the
Petitioner, Mr.Vikram Walawalkar, learned Counsel representing
Respondent No.1 – Sangli Miraj Kupwad City Municipal
Corporation and Mr.Chetan Patil representing Respondent No.2.

2. Learned Counsel representing the Corporation tenders
letter dated 8th November 2023 of the Commissioner of
Respondent No.1 – Corporation informing him that the
Corporation has decided to issue fresh tender for appointing a
new agency. It has also been decided by the Corporation that
till the appointment of new agency through fresh tender process,

Respondent No.2 shall be allowed to continue to work. The said letter dated 8th November 2023 is taken on record.

3. In view of the aforesaid decision of the Corporation, as is reflected from letter dated 8th November 2023, the Writ Petition has been rendered infructuous.

4. At this juncture, learned Counsel representing Respondent No.2 states that his right in terms of the earlier tender cannot be taken away by the Corporation by taking the decision to appoint a new agency. In this regard, we may only observe that if Respondent No.2 has any grievance and fresh cause of action may have accrued to him, for redressal of such grievance, it is needless to state that it is always open for Respondent No.2 to take any remedial measures which may be available to him under law.

5. The Writ Petition is, thus, dismissed as having been rendered infructuous. We, however, provide that the fresh tender process for appointment of new agency shall be completed within three months.

(ARIF S. DOCTOR, J.)

(CHIEF JUSTICE)