



W.P.(MD) No.29455 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :13.12.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.29455 of 2023

and

W.M.P(MD)Nos.25431 & 25432 of 2023

M/S.Ram Agencies,
represented by its General Manager,
K.Arun Kumar,
S/o.R.Krishna Moorthy,
Office at T.S.No.2244, West 2nd Street,
Pudukottai – 622 001.

... Petitioner

Vs.

The Joint Director of Agriculture,
Department of Agriculture,
Kattupudukulam Road,
Pudukottai, Pudukottai District - 622 001.

... Respondent

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus, calling for the records relating to the impugned Tender report issued by the respondent dated 16.11.2023 and quash the same and consequently direct the respondent to reconsider the petitioner's application.

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For Petitioner : Ms.D.Oviya
For Respondent : Mr.M.Prakash
Additional Government Pleader

ORDER

Heard both sides.

2.The respondents issued tender notification for the supply of “Raw materials for the production of micronutrient mixtures and printed polyester covers for packing”. The petitioner submitted his tender notification in response thereto. The petitioner was interested in supplying one item alone, namely, 1000 metric tons of Gypsum. The petitioner's tender was rejected at the technical scrutiny stage itself for two reasons. While there is some controversy as regards the correctness of the first ground, the petitioner's tender has to be rejected for the second reason. One of the tender conditions is that even the distributor can participate but then he must upload the agreement executed with the principal company with reference to the notification in question. The petitioner has enclosed an earlier agreement. The petitioner did not enclose the agreement as



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contemplated in the tender notification. Without going into the correctness of the first ground of rejection, on the second ground of rejection, the impugned tender report is sustained.

3.This writ petition stands dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

13.12.2023

NCC :No
Internet :Yes
Index :No
MGA

To

The Joint Director of Agriculture,
Department of Agriculture,
Kattupudukulam Road,
Pudukottai,
Pudukottai District - 622 001.



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G.R.SWAMINATHAN, J.

MGA

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