

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**MONDAY, THE THIRTIETH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 1487 OF 2023

Between:

Md.Shaker, S/o.Md.Yusuf, Age 48 years, Occ ; Diet Contractor, R/o Shanthi Nagar,
Khanapur, Nirmal District.

...PETITIONER

AND

1. The State of Telangana, represented by its Principal Secretary to Government Medical and Health Department Telangana Secretariat, Hyderabad 500 022.
2. The District Collector and Chairman District, Diet Management Committee Nirmal District.
3. The Superintendent, District Head Quarters Hospital, Nirmal.
4. The Secretary, District Diet Management Committee, Nirmal District.
5. The District Coordinator of Hospital Services TS Valdhya Vidhana Parishad, Nirmal District.

...RESPONDENTS

Petition Under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, order or direction, more particularly one in the nature of a Writ of Mandamus declaring the action of respondent No 2 and 3 in seeking to reject the tender application of the petitioner for supply of Diet to the Area Hospital, Bhainsa, Nirmal District though the petitioner is the lowest tenderer and seeking to award the same to third party as arbitrary, unjust, illegal and against the principles of natural justice and in violation of Article 14 and 16 of the Constitution of India and consequently direct the respondents to award the diet contract to the petitioner for Area Hospital, Bhainsa, Nirmal District.

I.A.NO:1 OF 2023

Petition Under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents to continue the petitioner as Diet Contractor for supply of diet to the Area Hospital, Bhainsa, Nirmal District, pending disposal of the above writ petition.

Counsel for the Petitioner : M/s.K.V.RAJASREE

Counsel for the Respondent Nos.1 to 4 : GP FOR MEDICAL HEALTH AND FAMILY WELFARE

**Counsel for the Respondent No.5 : SRI.S.VIJAYA PRASHANTH,
SC FOR TS Vaidhya Vidhana Parishad**

The Court made the following ORDER

HON'BLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION No.1487 OF 2023

ORDER:

The learned counsel appearing on behalf of the petitioner, brings on record, the letter dated 27.01.2023 addressed to the Registrar (Judicial), High Court for the State of Telangana, at Hyderabad, seeking the permission of the Court for withdrawal of the present writ petition on the ground that the petitioner in the W.P.No.1487 of 2023 had instructed the learned counsel on record to withdraw the present writ petition.

Permission is accorded.

Taking into consideration the contents of the letter dated 27.01.2023, and on request of learned counsel for the petitioner, the present writ petition is dismissed as withdrawn. However, there shall be no order as to costs.

Miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed.

**SD/-A.V.S. PRASAD
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To

1. Two CCs to GP FOR MEDICAL HEALTH AND FAMILY WELFARE, High Court for the State of Telangana at Hyderabad. [OUT]
2. One CC to M/s.K.V.RAJASREE, Advocate [OPUC]
3. One CC to SRI.S.VIJAYA PRASHANTH, SC FOR TS Vaidhya Vidhana Parishad (OPUC)
4. Two CD Copies
5. One spare copy

**S.A
BS**

BSR

HIGH COURT

DATED:30/01/2023

ORDER

WP.No.1487 of 2023



DISMISSING THE W.P
AS WITHDRAWN WITHOUT COSTS.

7
12/02/23
BSR