



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

912 WRIT PETITION NO. 1450 OF 2024

SHRIRAM MAJOOR SAKHARI SANSTHA LTD KHANAPUR
THROUGH ITS CHAIRMAN
VERSUS
THE STATE OF MAHARASHTRA THROUGH
ITS PRINCIPAL SECRETARY AND OTHERS

...
Advocate for the Petitioner : Mr. Jadhavar Shivprasad G.
AGP for Respondents/State : Mr. S.K. Tambe
...

CORAM : RAVINDRA V. GHUGE &
Y.G. KHOBRAGADE, JJ.
DATE : 6th February, 2024

P.C. :-

1. The only issue raised in this petition is that the Petitioners/contractors have been blacklisted without issuance of notice, much less an opportunity of hearing. A Coordinate Bench of this Court (Coram: Nitin W. Sambre & S.G. Chapalgaonkar, JJ.) passed an order dated 29th March, 2023 in Writ Petition No.2901/2023, Sanjay Narayanrao Tandale & others Vs. The State of Maharashtra and others, by placing reliance upon the judgment of the Hon'ble Supreme Court in **M/s Erusian Equipment and Chemicals Ltd. Vs. State of Maharashtra and another, reported in AIR 1975 SC 266**. Subsequently, various Benches of this Court have passed orders, compilation of which (8

pages) is placed on record by the learned Advocate for the Petitioners, which are collectively marked as 'X-1' for identification.

2. The learned AGP, on the basis of the record, is unable to point out that show cause notices were issued to the Petitioners. The impugned order indicates that 129 Contractors have been blacklisted by a common order passed by the District Collector, Beed, dated 10.03.2021. Names of the Petitioners/contractors who have been blacklisted, with Serial Nos. in the impugned order dated 10.03.2021, are as under:

Petitioner Nos.	Name of the Petitioners	Sr.Nos. in impugned order dated 10.03.2021
1.	Shriram Majoor Sakhari Sanstha Ltd, Khanapur.	100
2.	Meenatai Thakare Majoor Sakhari Sanstha Rajegaon	46
3.	Sandeshwer Majoor Sakhari Sanstha, Ltd, Sandas Chincholi	78
4.	Bandhkam Sanstha Ltd. Majoor Sakhar Majalgaon	101
5.	Godawari Majoor Sanstha Ltd, Majalgaon Sakhari	69
6.	Siddeshewar Majoor Sakhari Sanstha Ltd, Paitalwadi	105
7.	Hajipoor Majoor Sakhari Sanstha Ltd, Hajipoor	43
8.	Navnath Majoor Sakhari, Sanstha, Kada	88
9.	Ambika Majoor Sakhari Sanstha, Ltd. Ambajogai	92
10.	Sindhvana Majoor Sanstha, Ltd. Ambajogai Sakhari	104
11.	Balaji Majoor Sakhari Sanstha, Ltd. Wdmauli Dahiphal	29
12.	Shramik Majoor Sakhari Sanstha, Ltd. Waghebabulgaon.	22
13.	Bajrang Majoor Sakhari Sanstha, Ltd. Sindhi	34

3. In view of the above, **this petition is allowed.**

4. The impugned order 10.03.2021 is quashed and set aside to the extent of the Petitioners. Needless to state, that the concerned authorities are at liberty to proceed against these Petitioners by following the due procedure laid down in law. All contentions are kept open.

[Y.G. KHOBRADE, J.]

[RAVINDRA V. GHUGE, J.]