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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO. 511 OF 2024

Zenith Corporation

.. Petitioner

Versus

State of Maharashtra & Ors.

.. Respondents

Mr. Amit Jamsandekar a/w Nikhil Patil a/w Archita Gharat i/by Prabhakar M. Jadhav for petitioner.

Mr. Milind More, Addl. Govt. Pleader for respondent nos.1 and 2-State.

Dr. Sanjeevkumar M. Jadhav, General Manager (Technical) present.

Mr. Chandrakant Dange, CEO, MMGPA, is present.

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

DATE: 13th FEBRUARY, 2024

P.C.:

1. On the oral prayer made by the learned counsel for the petitioner, let respondent no.3 be described appropriately. Necessary amendment shall be incorporated by the learned counsel for the petitioner during the course of the day. Re-verification is dispensed with.

2. Mr. More, learned Additional Government Pleader has put in appearance on behalf of respondent nos.1 and 2 and waives service of notice. He, on instructions from Dr. Sanjeevkumar M. Jadhav, General Manager (Technical), who is

present in Court, has submitted that last date for submission of tender is though today midnight, however, it will be extended till 27th February, 2024.

3. Let affidavit-in-reply on behalf of respondent nos.1 and 2 be filed by 22nd February, 2024, however, a copy of the said affidavit shall be served upon the learned counsel for the petitioner by 21st February, 2024. Rejoinder thereto, if any, may be filed by the learned counsel for the petitioner by the next date of listing.

4. Stand over to **26th February, 2024** for admission.

5. Learned counsel for the petitioner shall give a fresh notice to the respondent no.3 along with copy of this order.

At 2.30 p.m.

6. Before the aforesaid order could be signed, learned Addl. Government Pleader has mentioned the matter and has stated, on the basis of the instructions received from one Mr.Chandrakant Dange, CEO, Maharashtra Medical Goods Procurement Authority, who is present in court, that the subject tender will be cancelled and after re-determining the conditions, fresh tender shall be issued.

7. In the aforesaid view of the matter, the petition has been rendered infructuous, which is dismissed as such.

(ARIF S. DOCTOR, J.)

(CHIEF JUSTICE)