

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE T.R.RAVI

THURSDAY, THE 30TH DAY OF MAY 2024 / 9TH JYAISHTA, 1946

WP(C) NO. 18909 OF 2024

PETITIONER:

M/S CKK CATERING SERVICE
P.B NO: 1776, HOTEL SHAZIYA BUILDING,
SOUTH RAILWAYS STATION ROAD,
KOCHI - 682016 REP.
BY ITS MANAGING PARTNER, MR. C.K.K MOIDOO,
AGED 83 YEARS, SON OF LATE MR. ABDULLA, PIN - 682016

BY ADVS.
ARSHID.M.S.
SIMI S. ALI
BAHADUR SHAH ANAKKOT NASIRALI
ASHNA T ASHIK

RESPONDENTS:

1 INDIAN RAILWAY CATERING AND TOURISM CORPORATION LTD
SOUTHERN ZONE, 6A, RAIN TREE PLACE, NO:9,
MC NICHOLAS ROAD, CHETPET, CHENNAI - 600031,
REPRESENTED BY IT'S GROUP GENERAL MANAGER, PIN - 600031

2 UNION OF INDIA
REPRESENTED BY THE SECRETARY, MINISTRY OF RAILWAYS,
RAIL BHAVAN, NEW DELHI, PIN - 110001

3 P.N. RAMEES ALI
SON OF P.A. NOUSHAD ALI, NO: 29, MANAL MEDU STREET,
OPPOSITE GOOD SHED, ERODE, PIN - 638001

BY ADVS.
SANEESH KUMAR K, R3
G.UNNIKRISHNAN(K/143/1989)
V.B.SANTHINI(K/700/2006)
ASHA CHERIAN, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
30.05.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

T.R. RAVI, J.

W.P.(C). No.18909 of 2024

Dated this the 30th day of May, 2024

JUDGMENT

The writ petition has been filed praying for a declaration that the bid submitted by the 3rd petitioner is not liable to be entertained as it is in violation of the ceiling prescribed in Ext.P4 and to direct the 1st respondent not to confirm the bid in favour of the 3rd respondent. There are consequential prayers as well.

2. When the case is taken up today, it is submitted by the counsel on either side that the tender by which the 3rd respondent became the successful bidder has been cancelled and a fresh tender may have to be floated. In Ext.P1, the 1st respondent has already granted extension of time for the existing licensee to continue till a new contract is entered into and a fresh licensee comes in place.

The writ petition is hence closed making it clear that the petitioner will be entitled to the relief which has already been extended in Ext.P1.

Sd/-

**T.R. RAVI
JUDGE**

APPENDIX OF WP(C) 18909/2024

PETITIONER EXHIBITS

Exhibit P1	LETTER ISSUED BY THE REGIONAL MANAGER/IRCTC EKM
Exhibit P2	PHOTOGRAPH SHOWING THE BASE KITCHEN AND REFRESHMENT ROOM (NON-VEGETARIAN) ON PLATFORM NO:1 IN KOZHIKODE RAILWAY STATION
Exhibit P3	PHOTOGRAPH SHOWING THE BASE KITCHEN AND REFRESHMENT ROOM (NON-VEGETARIAN) ON PLATFORM NO:1 IN MANGALURU RAILWAY STATION
Exhibit P4	TRUE COPY OF THE LETTER NO: 2016.TG- III/600/1/PT DATED 27.2.2017 - COMMERCIAL CIRCULAR NO:20/2017 ISSUED BY DIRECTOR/TOURISM & CATERING, RAILWAY BOARD, UNDER THE 2ND RESPONDENT ALONG WITH THE CATERING POLICY 2017
Exhibit P5	TRUE COPY OF THE LETTER SUBMITTED BY THE PETITIONER TO THE 1ST RESPONDENT ON 20.5.2024