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W.P.No.22715 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.08.2024

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.22715 of 2024
and W.M.P.Nos.24736, 24739, 24743 & 24822 of 2024

Eastern Organic Fertilizer Private Limited
Having its Registered office at
35, Chetla Road,
Kolkata – 700 027,
West Bengal.
Represented By its Director
Sudhir Satnaliwala
Petitioner

...

Vs.

1. Tambaram City Municipal Corporation,
Having its office at
1, Muthuranga Mudali Street,
West Tambaram, Tambaram,
Chennai, Tamil Nadu – 600 045.
2. The Commissioner,
Tambaram City Municipal Corporation,
Having its office at
1, Muthuranga Mudali Street,
West Tambaram, Tambaram,
Chennai, Tamil Nadu – 600 045.
3. The Assistant Engineer (A.E)
Tambaram City Municipal Corporation,
Having its office at
1, Muthuranga Mudali Street,
West Tambaram, Tambaram,



Chennai, Tamil Nadu – 600 045.

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4. The Assistant Executive Engineer, (A.E.E),
Tambaram City Municipal Corporation,
Having its office at
1, Muthuranga Mudali Street,
West Tambaram, Tambaram,
Chennai, Tamil Nadu – 600 045.
5. The Executive Engineer (E.E),
Tambaram City Municipal Corporation,
Having its office at
1, Muthuranga Mudali Street,
West Tambaram, Tambaram,
Chennai, Tamil Nadu – 600 045.
6. The T.P.O., Committee Member,
Tambaram City Municipal Corporation,
Having its office at
1, Muthuranga Mudali Street,
West Tambaram, Tambaram,
Chennai, Tamil Nadu – 600 045.
7. The Manager, Committee Member,
Tambaram City Municipal Corporation,
Having its office at
1, Muthuranga Mudali Street,
West Tambaram, Tambaram,
Chennai, Tamil Nadu – 600 045.
8. The Tender Inviting Authority
Tambaram City Municipal Corporation,
Having its office at
1, Muthuranga Mudali Street,
West Tambaram, Tambaram,
Chennai, Tamil Nadu – 600 045.
9. Gorantia Geo Synthetic Private Limited,
Having its Registered Office at
No.3, 1st Floor, Saraswathi Street,
Mahalingapuram,
Chennai - 600 034 .

... Respondents



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Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for records pertaining to the tender bearing no.2504/2020/E1 having its tender I.D. No. 2024_MAWS_454564_1 and Tender Ref. No being 755 / 2022 / E1 dated 20/07/2024 downloaded on 23.7.2024 issued by second respondent to this Court and quash the same as the same is with the biasness and the wrong evaluation as done by the respondent Nos.1 to 8 and thereby quash the said tender process and direct the respondents to issue fresh tender process.

For Petitioner : Mr.S.Karthikeyan
For Mr.V.Jai Bharath

For Respondents : Mr.P.Srinivas
Standing Counsel

ORDER

This writ petition has been filed challenging the tender dated 20.07.2024 issued by the second respondent and to direct the respondents to issue fresh tender process.

2. Today when the matter is taken up for hearing, the learned counsel appearing for the petitioner seeks permission of this Court to withdraw the petition without prejudice to the petitioner's right to prefer an appeal under Section 11 of the Tamil Nadu



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Transparency in Tenders Act, 1998 and liberty to challenge the work order dated 31.07.2024 issued by the second respondent. He also made an endorsement in the Court bundle to that effect.

3. Considering the submissions and endorsements made by the learned counsel appearing for the petitioner, the Writ Petition stands dismissed as withdrawn with liberty to the petitioner to file an appeal as against the order of evaluation and acceptance of tender order as provided under Section 11 of the Tamil Nadu Transparency in Tenders Act, 1998. Consequently, connected miscellaneous petitions are closed. There shall be no orders as to costs.

07.08.2024

Index : Yes/No
Speaking/Non Speaking order
Neutral Citation : Yes/No
rts

To

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