



WEB COPY



W.P.Nos.31469, 31474, 32257, 32262, 32315 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.02.2024

CORAM:

**THE HON'BLE MR. JUSTICE N. SATHISH KUMAR
AND
THE HON'BLE MR. JUSTICE D. BHARATHA CHAKRAVARTHY**

**W.P.Nos.31469, 31474, 32257, 32262, 32315 of 2023
and W.M.P.Nos.31090, 31091, 31098, 31099, 31865, 31866, 31870, 31872,
31920 & 31922 of 2023**

W.P.No.31649 of 2023

Kuppusamy

... Petitioner

Vs

1. The District Collector,
Chennai District,
Chennai.

2. The Commissioner of Prohibition of Excise
Ezhilagam,
Chepauk, Chennai - 600 005.

3. The Managing Director,
Tamil Nadu State Marketing Corporation Ltd.,
4th Floor, Thalamuthu Nadarasan Maligai,
Egmore, Chennai - 8.

4. The District Manager TASMAL Ltd.,
Kancheepuram North District
No.14-18, Sidco Industrial Estate
Sevilimedu Village – 631 502.

... Respondents



W.P.Nos.31469, 31474, 32257, 32262, 32315 of 2023

Prayer in W.P.No.31469 of 2023: Writ Petition filed under Article 226 of the Constitution of India, pleased to issue a Writ of Certiorari, calling for the records relating to the Tender Notification of the 4th respondent in Tender Reference No.787/A3/2023, dated 07.10.2023 calling for tenders for the grant of the right to collect empty bottles and sell eatables in the bars attached to the TASMAL shops Kancheepuram (North) District for a period from 01.11.2023 to 31.10.2025 and quash the same.

For Petitioner : Mr.K.Manimaran
(in all W.Ps.)
For Respondents : Dr.T.Seenivasan
Spl.Govt.Pleader (Forest)
[for R1 & R2]
Mr.K.Balakrishnan
Standing Counsel
[for R3 & R4]

COMMON ORDER

These writ petitions challenge the tender notifications issued by the Tamil Nadu State Marketing Corporation Limited by inviting online tenders / bids in two cover system (Cover I-Technical bid and Cover II - Financial bid) from individuals for selection of Bar Eatable Contractors for the sale of eatables and to collect empty bottles in the bars attached to the retail vending shops of TASMAL Limited, for a period of two years from 01.11.2023 to 31.03.2025 in respect of different districts. Since the grievance of the petitioners are identical, these Writ Petitions are taken up and are disposed



W.P.Nos.31469, 31474, 32257, 32262, 32315 of 2023

of by this common order.

WEB COPY

2. Similar challenge was made in a batch of the writ petitions in W.P.Nos.30741 of 2023 etc., cases, wherein, we have elaborately dealt with the issue and passed a common order dismissing those writ petitions by order dated 29.11.2023. The common order of this Court was put to challenge before the Hon'ble Supreme Court in S.L.P.(Civil).Nos.701 & 947 of 2024 and they were dismissed on 29.01.2024.

3. In view of the above, since the above common order has reached finality, nothing survives in these writ petitions and therefore, they are dismissed, accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

(N.S.K.,J.) (D.B.C.,J.)
28.02.2024

Index : Yes/No
Neutral Citation : Yes/No
kmk/dhk



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WEB COPY

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4. The District Manager TASMAL Ltd.,
Kancheepuram North District
No.14-18, Sidco Industrial Estate
Sevilimedu Village – 631 502.
5. The District Manager TASMAL Ltd.,
Thiruvallur (East) District
No.1, Bangalore National Highway
Sembarambakkam, Chennai – 600 123
6. The District Manager TASMAL Ltd.,
Coimbatore South District
Coimbatore
7. The District Manager TASMAL Ltd.,
Coimbatore (North) District
No.305A, Vilankurichi Road
Peelamedu Railway Station Back Side
Chintamani Co-operative Society Depot
Peelamedu, Coimbatore – 641 004



W.P.Nos.31469, 31474, 32257, 32262, 32315 of 2023

8. The District Manager TASMAL Ltd.,
Perambalur District
IMFS Depot, TASMAL Ltd
176-A, Trichy Main Road
Thuraimangalam
Perambalur



WEB COPY



W.P.Nos.31469, 31474, 32257, 32262, 32315 of 2023

N. SATHISH KUMAR, J.
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