



WEB COPY



W.P.No.39525 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.12.2024

CORAM

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

W.P.No.39525 of 2024
and
W.M.P.No.42807 of 2024

1.J.Saleem

2.P.Murali Krishnan

3.Murugan

4.Velmurugan

... Petitioners

VS.

1.The Secretary to the Government of India
Ministry of Petroleum and Natural Gas
A-Wing Sastri Bhavan
Dr. Rajendra Prasad Road
New Delhi – 110 001.

2.The Deputy Secretary to the Government of India
Ministry of Petroleum and Natural Gas
A-Wing Sastri Bhavan
Dr. Rajendra Prasad Road
New Delhi – 110 001.



W.P.No.39525 of 2024

3.The Chairman

Hindustan Petroleum Corporation Limited
Petroleum House – 17
Jamshedji Tata Road
Mumbai
Maharashtra

4.Executive Director

Hindustan Petroleum Corporation Limited
Petroleum House – 17
Jamshedji Tata Road
Mumbai
Maharashtra – 400 020.

5.Executive Committee Members

Hindustan Petroleum Corporation Limited
Petroleum House – 17
Jamshedji Tata Road
Mumbai, Maharashtra – 400 020.

6.The General Manager

No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore
Chennai – 600 008.

7.The Deputy General Manager

No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore
Chennai – 600 008.

8.Transport Manager

No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore
Chennai – 600 008.



W.P.No.39525 of 2024

9.The Deputy General Manager
68R6+V73 NCTPS
Main Road
Attipattu,
Pudunagar
Chennai – 600 120.

10.The Transport Manager
The Deputy General Manager
No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore
Chennai – 600 008.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 3rd respondent to consider the representation of the petitioners dated 16.12.2024 to conduct a fresh tender fairly and transparently.

For Petitioners : Mr.Raj Kumar Paul

For R3 to R7 : Mr.Mohamed Fayaz Ali
Standing Counsel

For R8 to R10 : Mr.G.Ameedius
Government Advocate

ORDER

By consent of both the learned counsel appearing for the petitioners as well as respondents 3 to 10, this writ petition is disposed of at the admission stage itself.



W.P.No.39525 of 2024

2. The Writ Petition is filed seeking a direction to the 3rd respondent to consider the representation of the petitioners dated 16.12.2024 and conduct a fresh tender fairly and transparently.

3. It is the case of the petitioner that he is Operator of 10 Petroleum Tankers and the 3rd respondent herein issued Tender Notification on 15.07.2024 seeking bids for engaging trucks for supply of Petroleum Products. It is further stated by the petitioners that the 3rd respondent had shown certain favouritism while allocating work order to the persons in the general category. It is further stated that the tenders were finalised on 05.12.2024 by sidelining the major operators in the general category. Therefore, the petitioner submitted a representation dated 16.12.2024 before the 3rd respondent seeking cancellation of tender notification and issuance of fresh tender. The said representation has not been considered by the 3rd respondent till date. Hence, the petitioner has come before this Court.

4. Mr.Mohamed Fayaz Ali, learned Standing Counsel takes notice for the respondents 3 to 7 and Mr.G.Ameedius, learned Government Advocate takes notice for the respondents 8 to 10.



W.P.No.39525 of 2024

5. In view of certain allegations made by the petitioner with regard to the allocation of tenders, this Court without expressing any opinion on the merits of the claim made by the petitioner, is inclined to direct the 3rd respondent to consider the representation of the petitioner dated 16.12.2024 and pass final orders on its own merits and in accordance with law, within a period of one week from the date of receipt of copy of this order.

6. With the above direction, the Writ Petition stands disposed of. No costs. Consequently, the connected writ miscellaneous petition is closed.

21.12.2024
(2/2)

Index : Yes/No
Speaking order: Yes/No
Neutral Citation: Yes/No
dm



W.P.No.39525 of 2024

WEB COPY To

- 1.The Secretary to the Government of India
Ministry of Petroleum and Natural Gas
A-Wing Sastri Bhavan
Dr. Rajendra Prasad Road
New Delhi – 110 001.
- 2.The Deputy Secretary to the Government of India
Ministry of Petroleum and Natural Gas
A-Wing Sastri Bhavan
Dr. Rajendra Prasad Road
New Delhi – 110 001.
- 3.The Chairman
Hindustan Petroleum Corporation Limited
Petroleum House – 17
Jamshedji Tata Road
Mumbai
Maharashtra
- 4.Executive Director
Hindustan Petroleum Corporation Limited
Petroleum House – 17
Jamshedji Tata Road
Mumbai
Maharashtra – 400 020.
- 5.Executive Committee Members
Hindustan Petroleum Corporation Limited
Petroleum House – 17
Jamshedji Tata Road
Mumbai, Maharashtra – 400 020.



W.P.No.39525 of 2024

- 6.The General Manager
No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore, Chennai – 600 008.
- 7.The Deputy General Manager
No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore
Chennai – 600 008.
- 8.Transport Manager
No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore
Chennai – 600 008.
- 9.The Deputy General Manager
68R6+V73 NCTPS
Main Road
Attipattu,
Pudunagar
Chennai – 600 120.
- 10.The Transport Manager
The Deputy General Manager
No.1, Gandhi Irwin Road
Thalamuthu Natarajan Building
Egmore
Chennai – 600 008.



WEB COPY



W.P.No.39525 of 2024

S.SOUNTHAR, J.

dm

W.P.No.39525 of 2024

21.12.2024
(2/2)