



W.P(MD)No.4038 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 01.03.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.4038 of 2024
and
W.M.P(MD)Nos.3925 & 3927 of 2024

G.Janakiraman

... Petitioner

Vs.

The Commissioner,
Sivakasi City Municipal Corporation,
Sivakasi,
Virudhunagar District.

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records relating to the impugned tender notification in SFC-URDF-2024-2025 dated 08.02.2024 on the file of the Respondent insofar as Clause 4.1.(C) in A.General of the tender document and to quash the same.

For Petitioner : Mr.G.Prabhu Rajadurai

For Respondent : Mrs.Devasena
Standing Counsel



WEB COPY



W.P(MD)No.4038 of 2024

ORDER

Heard both sides.

2.The petitioner is a contractor. He challenges the impugned tender process on the ground that condition stipulated therein would lead to narrowing down of competition.

3.I passed an interim order permitting the tender process to go on but restrained the authority from opening the financial bid.

4.Today, when the matter was taken up for hearing, the learned Standing Counsel clarified that all the tender participants stood disqualified.

5.It appears that the impugned condition ought not to have been incorporated in the first place. Be that as it may, the writ petition has become infructuous. I would however expect the respondents to draft the tender notification in such manner so that competition is not discouraged.



W.P(MD)No.4038 of 2024

6.This writ petition stands dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

01.03.2024

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
MGA

To

The Commissioner,
Sivakasi City Municipal Corporation,
Sivakasi,
Virudhunagar District.

G.R.SWAMINATHAN, J.

3/4



WEB COPY



W.P(MD)No.4038 of 2024

MGA

W.P(MD)No.4038 of 2024
and
W.M.P(MD)Nos.3925 & 3927 of 2024

01.03.2024