

rajshree

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**CIVIL APPELLATE JURISDICTION**  
**CIVIL WRIT PETITION NO.10035 OF 2024**

|                             |   |    |  |             |
|-----------------------------|---|----|--|-------------|
| M/s.Watergrace Products     | ] |    |  |             |
| Through its Proprietor      | ] | .. |  | Petitioner  |
| vs.                         |   |    |  |             |
| State of Maharashtra & Ors. | ] | .. |  | Respondents |

Mr.Yogendra Koli i/b M/s. C.K. Legal for the Petitioner.

Mr.R.A. Salunkhe, AGP for Respondent No.1.

Mr.S.S. Patwardhan for Respondent Nos.2 to 4.

**CORAM : ALOK ARADHE, CJ. &  
BHARATI DANGRE, J.**

**DATE : 28<sup>th</sup> JANUARY, 2025.**

**P.C.**

1. The Petitioner has assailed the validity of the E-Tender Notice No.02/2024-25, identified by Tender No.2024\_MMC\_1003317\_1 dated 12/02/2024, issued by the Respondent-Corporation on the ground that the same is arbitrary, illegal and unconstitutional.

2. The learned counsel for Respondent Nos.2 to 4 submits that the bids submitted in pursuance of the aforesaid notice inviting tenders were scrutinized and the work order was issued to the successful

bidder. It is further pointed out that the aforesaid Contractor has started the work with effect from 15/09/2024. It is also pointed out that the Petitioner is not an aggrieved person inasmuch as he has neither purchased the tender nor has submitted bid in pursuance of the notice inviting tenders.

3. In support of the aforesaid submission, the learned counsel for the Respondent-Corporation has placed reliance on the decision of Aurangabad Bench in ***Nilesh Suresh Kshatriya vs. State of Maharashtra***<sup>1</sup>.

4. In view of the aforesaid submission, the learned counsel for the Petitioner prays for and is granted time of two weeks to enable him to amend the Petition to implead the successful Contractor.

5. List on 11/02/2025.

**(BHARATI DANGRE, J.)**

**(CHIEF JUSTICE)**

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<sup>1</sup> 2023(2)Mh.L.J.63