

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO. 3229 OF 2024

Dialysis Service Providers Association

... Petitioner

V/s.

Union of India through its Secretary
Ministry of Health and Family Welfare

... Respondents

Ms. Janhavee Joshi with Durgesh Rege for the Petitioner
Ms. P.H. Kantharia, G.P. with Ms. Jyoti Chavan, Addl.G.P. with Mr. Abhay L.
Patki, Addl.G.P. for Respondent No.2 – State
Dr. Milind Sathe, Senior Advocate with Mr. Bhushan Deshmukh with Mahek
Kamdar and Hersh Choksi i/b. Kanga & Co. for Respondent No.3
Mr. Gaurav Jangle with Akshita Jain i/b. I.v. Merchant and Co. for
Respondent Nos. 5 and 6

**CORAM : ALOK ARADHE, CJ. AND
M.S. KARNIK, J.**

DATE : 17th MARCH 2025

P.C. :

1. In this Petition, the grievance of the Petitioner is that Respondent No.2 has entered into MOU with Respondent No.3 for setting up of Dialysis Centres at 367 Government Health Facilities on nomination basis without inviting for any tender. The aforesaid action of Respondent No.2 is in contravention of the Maharashtra Medical Goods Procurement Authority Act, 2023.

2. The learned Addl.G.P. for the State as well as the learned Counsel for Respondent Nos. 5 and 6 pray for and are granted three weeks' time to enable them to file an affidavit in reply.

3. Learned Senior Advocate for Respondent No.3 is permitted to file an affidavit during the course of the day.

4. List after three weeks.

(M.S. KARNIK, J.)

(CHIEF JUSTICE)