



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15-10-2025

CORAM

THE HONOURABLE MR JUSTICE M.DHANDAPANI

**WP No. 37276 of 2025
and W.M.P.No.41706 of 2025**

1. M/s.Bridge And Roof Company India Limited
5th Floor Kankaraia Centre, 2/1, Russle Street,
Kolkata - 700071, having Zonal Office at
Chenani, JVL Plaza , 3rd Floor, No.626, Anna Salai,
Teynampet, Chenani 600 018.

Petitioner(s)

Vs

1. Union Of India
Through Secretary,
Ministry Of Railways,
Railway Board, Rail Bhawan,
New Delhi 110 001.

2.General Manager
Southern Railway
General Manager Office, General Branch,
1st Floor NGO Main Building,
Park Town,
Chennai 3



WEB COPY

3.Chief Administrative Officer

Southern Railway Construction, EVR Periyar Road,
Egmore, Chennai 600 008.

4.Chief Engineer West Construction/Chennai,

Office Of Chief Administrative Officer,
Southern Railway, Construction,
EVR Periyar Road, Egmore, Chennai - 600 088.

5.Chief Administrative Officer (Construction)

Office Of The Chief Administrative Officer,
Southern Railway, 1st Floor,
GCDA Eastern Entry Tower,
Ernakulam Junction,
Kerala - 628206.

6.Chief Engineer, Construction N /ERS,

Office Of the Chief Administrative Officer,
Southern Railway, 1st Floor,
GCDA Eastern Entry Tower,
Kerala - 682016.

7.Deputy Chief Engineer Construction /I/N/ ERS

Office Of The Deputy Chief Engineer Construction,
Southern Railway, 2nd Floor,
GCDA Eastern Entry Tower,
Ernakulam Junction,
Kerala - 682016.

Respondent(s)



PRAYER: Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus calling for the record the Tender No.CAO-CN-MS-EPC-NL-01-2025 issued by the 4th Respondent and quash the same in so fas as Clause No.2.1.14 (b) and Clause No.6 of Annexure-I in TENDER No.RPF No.CAO-CN-MS-EPC-NL-01-2025 issued by the 4th Respondent and consequently direct the Respondents to consider the Petitioner's offer dated 29.05.2025 for the bidding process and consequently award the contract to the Petitioner if otherwise found eligible in TENDER No.CAO-CN-MS-EPC-NL-01-2025 issued by the 4th Respondent and other further tenders issued by the Respondents in spite of the termination order dated 13.05.2025 issued by the 6th respondent.

For Petitioner(s): M/s.S.Harinyi

For Respondent(s): Mr.A.R.L.Sundaresan,
Additional Solicitor General
Assisted by
Mr.Chandrasekaran for R-1

ORDER

The present Writ Petition has been filed challenging the tender notification issued by the 4th respondent insofar as the clauses which debars the petitioner from participating in railway tenders without following due process of law.

2. When the matter is taken up for hearing, learned Additional Solicitor General appearing for the 1st Respondent submitted that, the tender notification which is under challenge itself is withdrawn and therefore, nothing survives for



adjudication in this Writ Petition.

3. Learned counsel appearing for the petitioner submitted that, in future tenders, if there is any clause debarring the petitioner from debarring the petitioner from participating in the tender process, the petitioner may be permitted to challenge the same in accordance with law.

4. In view of the fact that tender notification impugned in this Writ Petition itself is withdrawn, this Writ Petition stands dismissed as infructuous with liberty to the petitioner to work out his remedy in the manner known to law if there is any clause in future tenders which debars the petitioner from participating in the tender process. There shall be no order as to costs. Consequently, connected Miscellaneous Petition stands closed.

15-10-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

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To

1. Union Of India

Through Secretary,
Ministry Of Railways,
Railway Board, Rail Bhawan,
New Delhi 110 001.

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General Manager Office, General Branch,
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Kerala - 628206.



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M.DHANDAPANI, J

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7. Deputy Chief Engineer Construction /I/N/ ERS
Office Of The Deputy Chief Engineer Construction, Souther Railway, 2nd
Floor,
GCDA Eastern Entry Tower,
Ernakulam Junction,
Kerala - 682016.

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