APHC010585172026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

THURSDAY, THE 5th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NOs: 32050 & 32092 OF 2026

WRIT PETITION NO: 32050 OF 2026

Between:

1. M/s. B.A.M.S.M. Constructions, Special Class Civil Contractor, P.H.E. Electrical, H. No. 44/18-G1, Vishwa Apartment, Prakash Nagar, Kurnool, Kurnool District, Andhra Pradesh 518004, Rep. by its Managing Partner, Mr. B. Aleem Miah.

...PETITIONER

AND

1. The Kurnool Municipal Corporation, Rep. by its Commissioner, Municipal Complex Building, Near Ashok Nagar Pump House, Kurnool, Kurnool District, Andhra Pradesh.

2. The Superintendent Engineer, Kurnool Municipal Corporation, Municipal Complex Building, Near Ashok Nagar Pump House, Kurnool District, Andhra Pradesh.

3. The State of Andhra Pradesh, Rep. by the Principal Secretary to the Government, Municipal Administration and Urban Development Department, Secretariat, Velagapudi, Guntur District, Andhra Pradesh.

...RESPONDENTs

Counsel for the Petitioner: G NARENDRA CHETTY

Counsel for the Respondents: POTHAM VENGALA REDDY SC For M.Corporation in Rayalaseema region In

Counsel for the Respondents: GP MUNCIPAL ADMN AND URBAN DEV AP

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The Court made the following Common Order:

Heard Sri G. Narendra Chetty, learned counsel for the petitioners, Sri P. Vengala Reddy, learned Standing Counsel for the respondent No.1 Corporation and learned Government Pleader for Municipal Administration.

2. The grievance of the petitioners in the instant Writ Petitions is against the action of the respondents in rejecting the bid of the petitioners submitted in response to the tender notice dated 23-09-2026, treating the same as non-responsive, despite the petitioners have sufficient work experiences and the same has been uploaded.

3. Sri G. Narendra Chetty, learned counsel for the petitioners submits that despite submitting sufficient documents and meeting the tender conditions, the respondents have cancelled the tender. The petitioners ware declared unsuccessful and some third parties were issued Letter of Acceptance (LOA) in their favour. Learned counsel for the petitioners contends that the cancellation of 1st tender itself is illegal, having regard to the fact that the petitioners have submitted all the documents and the said tender was cancelled on the ground stating that the petitioners did not uploaded the physical quantities as per NIT (Notice Inviting Tender). The said reason for rejection according to the petitioner is incorrect.

4. In the subsequent tender process, the petitioner has participated with the required quantities. However as the letter of acceptance has already been issued in favour of the successful bidder. This Court is not inclined to go into the merits of the case and the petitioners are at liberty to avail the alternate remedies under law.

5. However, the learned counsel for the petitioners submits that the petitioners have made a representations to the respondent authorities on 12-10-2026 against the cancellation of the 1st tender notice issued in the month of September, dated 23-09-2026. Having regard to the same, prays for a direction to the respondent Corporation to pass appropriate orders on the said representation.

6. Without going into the merits of the issue, this Court deems it appropriate to dispose of the Writ Petition directing the respondents to pass appropriate orders in accordance with law on the representation of the petitioners dated 12-10-2026 within a period of two (02) weeks from the date of receipt of the order.

7. With the above observation, the Writ Petitions are disposed of. There shall be no order as to costs.

As a sequel, all pending miscellaneous applications shall stand closed.

JUSTICE KIRANMAYEE MANDAVA

Dated: 05-11-2026
Note: Issue CC by 12-11-2026
B/o. MSI

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