



W.P.(MD)No.5847 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 03.03.2026

CORAM

THE HONOURABLE MR.JUSTICE **HEMANT CHANDANGOUDAR**

W.P.(MD)No.5847 of 2026

and

W.M.P.(MD)No.4875 of 2025

M/s.Bhavadharani Builders,
represented by its Managing Partner,
Palanikumar,
Madurai – 625 002.

... Petitioner

vs.

1.The Commissioner,
Tamil Nadu Hindu Religious and Charitable Endowment Board,
No.119, Uthamar Gandhi Salai,
Nungampakkam High Road,
Chennai - 600 034.

2.The Joint Commissioner,
HR and CE Department Sivagangai,
Sivagangai District.

3.The Executive Engineer,
Office of Joint Commissioner
HR and CE Department Sivagangai,
Sivagangai District.

... Respondents



W.P.(MD)No.5847 of 2026

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the second Respondent to accept the technical and price bid of the Petitioner by allowing the Petitioner to participate in the tender process in Tender ID NO. 2026_HRCE_658805_1 dated 24.02.2026 for the construction of office building for Joint Commissioner, Assistant Commissioner and Regional audit office at Sivagangai to be conducted on 04.03.2026 without insisting for the site visit certificate from the petitioner.

For Petitioner :Mr.R.Maheswaran
For Respondents :Mr.J.K.Jayaseelan
Government Advocate

ORDER

The petitioner, an MSME, has approached this Court seeking exemption from payment of the Earnest Money Deposit (EMD) in respect of the tender floated by the second respondent in Tender ID No. 2026_HRCE_658805_1 dated 24.02.2026, in view of G.O.Ms.No.199, dated 27.06.2022, Finance (Salaries) Department, which provides for exemption from EMD for MSMEs.



W.P.(MD)No.5847 of 2026

WEB COPY

2. Mr. J.K. Jayaseelan, learned Government Advocate, who accepts notice on behalf of the respondents, on instructions, submitted that inadvertently the tender document does not contain a clause granting exemption to MSMEs. However, it is stated that a corrigendum will be issued incorporating the exemption, and the petitioner will be permitted to participate in the tender process without insisting upon payment of the Earnest Money Deposit. The said submission is placed on record.

3. Recording the above submission of the second respondent, the Writ Petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

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

03.03.2026
(1/2)

Note: Issue order copy by **03.03.2026**.

cmr



W.P.(MD)No.5847 of 2026

To
WEB COPY

1.The Commissioner,
Tamil Nadu Hindu Religious and Charitable Endowment Board,
No.119, Uthamar Gandhi Salai,
Nungampakkam High Road,
Chennai - 600 034.

2.The Joint Commissioner,
HR and CE Department Sivagangai,
Sivagangai District.

3.The Executive Engineer,
Office of Joint Commissioner
HR and CE Department Sivagangai,
Sivagangai District.



WEB COPY



W.P.(MD)No.5847 of 2026

HEMANT CHANDANGOUDAR, J.

cmr

W.P.(MD)No.5847 of 2026

03.03.2026
(1/2)