

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**MAIN CASE No.: W.P.No.676 of 2023****PROCEEDING SHEET**

Sl. No	DATE	ORDER	
1.	06.01.2023	<u>DR, J</u> Heard the learned counsel for the petitioner. The learned counsel for the petitioner has submitted that initially the petitioner has participated in the tender notification and since 2020, the petitioner has supplied water pursuant to the tender notification by the respondents. For 2022, they have issued notification on 06.09.2022 for a period of six(6) months. In response to the same, the petitioner has participated in the tender process. Instead of considering the application of the petitioner, the respondents have issued a e-mail dated 28.11.2022 intimating that the tender has been cancelled/rejected. That being the position, now the respondents have issued the fresh tender notification on 26.12.2022 for the same	

		work for a period of three(3) months. Learned counsel for the petitioner has submitted that the respondents have not mentioned any reasons for cancellation or rejection of the earlier tender. It is not out of place to mention that the petitioner stood as L1 in the tender. In reply to the said contentions, the learned Government Pleader appearing for the respondents has placed the written instructions of the 4th respondent dated 06.01.2023. According to the said instructions, pursuant to the tender notification, 3 bidders participated namely 1) SR Infra projects 2) GPA infra and 3) P.Lakshmi Kalam Naidu in the tender. The petitioner stood as lowest bidder in the tender process. But, subsequently, based on the written complaint of some 3rd parties, Respondent Nos.2 and 3, the Chief Engineer-IV, RWS & S Department, Vijayawada	
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		instructed the SE RWS to submit detailed report along with specific recommendations. Immediately the Superintending Engineer, RWS & S Ananthpuramu appointed the Deputy Executive Engineer, V & QC(RW & S) Sub Division Ananthapuram as a enquiry officer and according to the instructions, the enquiry is still pending. But, no reasons are mentioned in the instructions when the enquiry is still pending and why they have cancelled the earlier notification. Considering the submissions of both the counsels, the respondents are directed not to proceed with the tender notification dated 26.12.2022 pending further orders. Post after two(2) weeks for filing of counters by the respondents. DR, J Tm	
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