ITEM NO.81 Court 13 (Video Conferencing) SECTION XII-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition for Special Leave to Appeal (C) No. 20683/2021

(Arising out of impugned final judgment and order dated 01-12-2021 in WA No. 286/2021 passed by the High Court for the State of Telangana at Hyderabad)

M/S SULEMAN Petitioner(s)

VERSUS

M/S SHIVA SHANKAR HUMAN WELFARE SOCIETY & ORS. Respondent(s)

(FOR ADMISSION and I.R. and IA No.164268/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.164809/2021-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 17-12-2021 This petition was called on for hearing today.
CORAM :
HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. Rohit Rao, Adv.
M/s. Veritas Legis, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

The petitioner is the beneficiary of the undue favour shown to it. The manner in which the State Government has dealt with the tender process which is apparent from the observations made by the High Court, the High Court is absolutely justified in allowing the writ appeals and directing to issue fresh tender. It is very unfortunate that no file was maintained by the Department with respect to tender process. No justification was shown why on 17.09.2020, the day on which the tenders were to be opened, the same were not opened. As rightly observed, it gave the

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Reason:

contd..

opportunity to manipulate the record. The High Court is absolutely justified in quashing and setting aside the tender process and to invite the fresh tender. We are in complete agreement with the view taken by the High Court. Hence, the Special Leave Petition stands dismissed.

Pending application(s) shall stand disposed of.

(NEETU SACHDEVA)
COURT MASTER (SH)

(NISHA TRIPATHI)
BRANCH OFFICER