

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

(SPECIAL ORIGINAL JURISDICTION)

WEDNESDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FOUR

: PRESENT:

THE HON'BLE MR. JUSTICE: **N.V. RAMANA**

WRIT PETITION No. **5571 of 2004**

Between:

P. Yegonda Swamy S/o Balaiah

Petitioner

AND

1. Bharat Sanchar Nigam Limited, (BSNL), A Govt of India Enterprise rep by its Divisional Engineer (Admn), O/o General Manager, Telecom, District Nizamabad
 2. The Deputy General Manager (A & P), O/o General Manager, Telecom district, Nizamabad
 3. The General Manager, Bharat Sanchar Nigam Limited, Telecom District, Nizamabad
 4. The Sub-Divisional engineer (Admn), BSNL, O/o General Manager, Telecom District, Nizamabad
- Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in issuing a fresh tender notification No. GMTD- NZB/Hiring Vehicles/03-04/2, dated 9-3-2004 without awarding the contract to the petitioner in pursuance to the earlier tender notification dt 26-9-2003 in respect of 10 vehicles, as being arbitrary, illegal and unconstitutional and consequently set-a side the same and issue a consequential direction directing the respondents to enter into an agreement with the petitioner in respect of 10 Vehicles pursuant to the earlier tender notification dt 26-9-2003 and decision of the prize Negotiation committee dt 20-11-2003,

The writ petition coming on for orders upon perusing the petition and affidavit and upon hearing the arguments of Mr. P. Laxma Reddy, Advocate for Petitioner and of Mr.T. Surya Karan Reddy SC for CG on behalf of the Respondents,

The Court made the following :

ORDER :

The Learned Standing counsel for the Respondents takes notice and seek time to get instructions.

Post on 31-3-04. Till such time the Respondents shall not finalize the tenders.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Divisional Engineer (Adm) , Bharat Sanchar Nigam Limited, (BSNL), A Govt of India Enterprise, O/o General Manager, Telecom, District Nizamabad
 2. The Deputy General Manager (A & P), O/o General Manager, Telecom district, Nizamabad
 3. The General Manager, Bharat Sanchar Nigam Limited, Telecom District, Nizamabad
 4. The Sub-Divisional Engineer (Admn), BSNL, O/o General Manager, Telecom District, Nizamabad
 5. One Spare Copy
- (1 to 4 BY RPAD)

Skm

HIGH COURT

DT. 24-03-2004

NOTE: POST ON 31-03-2004

ORDER

W.P.No. 5571 of 2004

DIRECTION

HIGH COURT

DRAFTED BY : SKM
DRAFTED ON : 25-03-2004

NVR, J

DT. 24-03-2004

NOTE: POST ON 31-03-2004

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ORDER

W.P.No. 5571 of 2004

DIRECTION