

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31ST DAY OF AUGUST, 2021

BEFORE

THE HON'BLE MR. JUSTICE KRISHNA S.DIXIT

WRIT PETITION NO.2995 OF 2021 (GM-TEN)

BETWEEN:

1. M/S. SRENIVAS BOREWELLS,
NO.1786, 9TH CROSS,
SWIMMING POOL ROAD,
RPC LAYOUT,
VIJAYANAKARAM,
BENGALURU - 560 040.
REP BY ITS PROPRIETOR
SMT. B. JWALA.

2. M/S. RAVI BOREWELLS,
N.H 206, KADUR - 577 518,
CHIKKAMANGALURU DISTRICT,
REPRESENTED BY ITS PROPRIETOR,
SRI. R.V. RAVI.

3. M/S. SRI. MANJUNATHA BOREWELLS,
ABBLUDU VILLAGE & POST,
SIDLAGHATTA TALUK,
CHICKBALLAPUR DISTRICT,
REPRESENTED BY ITS PROPRIETOR,
SRI. MANJUNATH A.N,

4. M/S. MANJUNATH BORE WELLS,
NO.56, 15TH CROSS,
6TH 'A' MAIN, J.C. NAGAR,
KURUBARAHALLY,
BENGALURU - 560 086.
REPRESENTED BY ITS PROPRIETOR
SHRI. B.C. RAMAKRISHNA.

5. M/S. KAVYA RIG SERVICE,
R/O NO.01, 1ST CROSS,
3RD MAIN ROAD,
NEAR SBM BANK,
BEHIND HEBASURU HOSTEL,
DESHPANDE NAGAR,

HUBBALLI - 580 021
 REP BY ITS PROPRIETOR
 SRI. KOTRESH.

...PETITIONERS

(BY SRI. D.R. RAVISHANKAR, ADVOCATE)

AND:

1 . STATE OF KARNATAKA,
 SOCIAL WELFARE DEPARTMENT,
 VIDHANA SOUDHA,
 DR AMBEDKAR ROAD,
 BENGALURU - 560 001
 REP BY ITS SECRETARY.

2 . THE DEPARTMENT OF FINANCE,
 VIDHANA SOUDHA,
 BENGALURU - 560 001
 REP BY ITS SECRETARY.

3 . THE PROJECT MANAGER,
 KARNATAKA E-PROCUREMENT CELL,
 CENTRE FOR E-GOVERNANCE,
 NRUPATHUGNA ROAD,
 NEAR RESERVE BANK,
 AMBEDKAR VEEDHI,
 BAGNALORE - 560001.

4 . THE MANAGING DIRECTOR,
 DR. B.R. AMBEDKAR DEVELOPMENT
 CORPORATION LTD.,
 9TH & 10TH FLOOR,
 V.V. TOWER,
 DR AMBEDKAR ROAD,
 BENGALURU - 560 001.

5 . THE MANAGING DIRECTOR
 KARNATAKA MAHARSHI VALMIKI
 SCHEDULE TRIBES DEVELOPMENT CORPORATION
 NO.10, 3RD FLOOR, KHADI BHAVAN,
 JASMADEVI BHAVAN ROAD,
 VASANTH NAGAR,
 BANGALORE - 560 052.

6 . THE MANAGING DIRECTOR,
 THE KARNATAKA ADIJAMBAVA
 DEVELOPMENT CORPORATION,

NO.17/5, OBLONG BLOCK, 2ND FLOOR,
UNITY BUILDING, J.C. ROAD,
BENGALURU - 560 002.

7 . THE EXECUTIVE ENGINEER,
TENDER INVITING AUTHORITY,
DR. B.R. AMBEDKAR DEVELOPMENT
CORPORATION LTD
V.V. TOWER,
DR. AMBEDKAR ROAD,
BENGALURU - 560 001.

8 . THE ASSISTANT GENERAL MANAGER &
TENDER INVITING AUTHORITY
KARNATAKA MAHARSHI VALMIKI
SCHEDULE TRIBES DEVELOPMENT CORPORATION,
NO.10, 3RD FLOOR, KHADI BHAVAN,
JASMADEVI BHAVAN ROAD,
VASANTH NAGAR,
BANGALORE - 560 052.

9 . THE GENERAL MANAGER &
TENDER INVITING AUTHORITY,
KARNATAKA ADIJAMBABA
DEVELOPMENT CORPORATION,
NO.17/5, OBLONG BLOCK,
2ND FLOOR, UNITY BUILDING
J.C. ROAD, BENGALURU - 560 002.

10 . M/S PANCHAMUKHI BORA WELLS,
CHANDRASHEKAR NAYAK
R/O NO.6-2-125,
NEAR B.R.B COLLEGE
RAICHUR - 584 101.

11 . M/S. MARUTI ROCK DRILLERS,
SRI. M. SHARAVANAN,
R/O NO.15, 15TH CROSS,
CHOLARPALYA PIPELINE,
VIJAYANAGAR,
BENGALURU - 560 023.

12 . M/S. PATIL BOREWELLS,
SRI. NATARAJ KOPLA,
BASAVESHWARA CIRCLE,
KUSHTGI ROAD,
KOPLA - 583 237.

13 . M/S. BALAJI BORE WELLS SERVICE,
SRI. M. SHASHIKUMAR,
R/O NO.10, SSS BUILDING
AVV ROAD, CHAMARAJPET,
BENGALURU - 560 009.

14 . M/S. LAXMI BORE WELLS AGENCY,
SRI. DEVENDRA GOUDA PATIL,
R/O NO.256, NEAR OMKARESHWAR TEMPLE,
GAMAGERA, KUSHTAGI - 584 121.

15 . M/S. VEERABHADRAPPA,
PWD CONTRACTOR,
R/O NO.7-1-59, NEAR VASAVI SCHOOL,
VASAVI NAGAR, WARD NO.30,
SINDHANUR, DISTRICT: RAICHUR.

16 . M/S. VENKATESHWAR TUBE WELLS,
SRI. NAGESH,
R/A PARASHURAMPUR,
CHALLAKERE TALUK,
DISTRICT CHITRADURGA.

17 . M/S. SATYA BOREWELL CLEANING,
SRI. SATISH N.R,
R/O NO.1110, VIDYANAGAR,
T DASARAHALLI,
BENGALURU - 560 057.

18 . M/S. Y.N.J.N. PWD CONTRACTOR AGENCY,
SRI. JAYANNA,
R/A YACHANAHALLI,
ADAGURU POST,
KASABA HOBLI,
CHANDRAIAHPATNA TALUK - 573 116,
HASSAN DISTRICT.

...RESPONDENTS

(BY SRI. VINOD KUMAR, AGA FOR R1 & R2;
SRI. UDAYA HOLLA SR. COUNSEL A/W
SRI. PRAKASH M.PATIL, ADVOCATE FOR
SRI. LAKHMANA .H, ADVOCATE FOR C/R4 & R7
(CP 1119/2021); R3, R5, R8, R12, R14, R16, R17, R18
ARE SERVED & UNREPRESENTEDS)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 &
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
IMPUGNED ORDER DATED 10.11.2020 VIDE ORDER PASSED BY
THE R-1 AS PER ANNEXURE-A; AND ETC.,

THIS WRIT PETITION COMING ON FOR **ORDERS** THIS DAY,
THE COURT MADE THE FOLLOWING:

ORDER

The subject matter of this writ petition is substantially similar to the one in W.P.No.100450/2021 heard & disposed off on 16.07.2021 by a Co-ordinate Judge of this Court while sitting at Dharwad Bench. Therefore, the fate which the petitioners therein have met would be the fate of petitioners herein too, notwithstanding their apparent dissatisfaction as to the level of consideration of the issues debated before the learned Co-ordinate Judge.

2. This Court having heard all other contentions taken up in the writ petition is not in a position to disagree with the reasoning given by the Co-ordinate Bench for its decision; it was Oscar Wilde who is said to have said "there is scope for improvement even in heaven".

This observation is made to allay petitioners' further apprehension that in their contemplated challenge to this judgment or to the judgment of Co-Ordinate Bench they may

not be silenced on the ground that such and such points were not urged before the Single Judge.

Accordingly, writ petition is disposed off, costs having been made easy.

**Sd/-
JUDGE**

DS/Bsv