



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3548]

**FRIDAY, THE FIFTEENTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

WRIT PETITION NO: 14542/2026

Between:

1. RACHARLA NAGESH SANJEEVARAYUDU, C/O. GAJULA NAGESHAPPA, AGED ABOUT 44 YEARS, R/O. 7-205, NAYAK NAGAR, PRASANAYAPALLI RAILWAY GATE, ADARSH NAGAR, ANANTAPUR, ANANTHAPUR DISTRICT-515001.

...PETITIONER

AND

1. THE STATE OF AP, REP., BY ITS PRINCIPAL SECRETARY, SCHOOL EDUCATION DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.

2. THE SAMAGRA SHIKSHA ABHIYAN, REP., BY ITS STATE PROJECT DIRECTOR, OPP. RYTHY BAZAR, PATAMATA, VIJAYAWADA, ANDHRA PRADESH.

3. THE DIRECTOR, MID DAY MEAL AND SCHOOL SANITATION, OPP. RYTHY BAZAR, PATAMATA, VIJAYAWADA, ANDHRA PRADESH.

...RESPONDENT(S):

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action on part of the respondents No.2 and 3 in disqualifying the petitioner firm from the Tender in E-Procurement Notice No NIT No.49/2026, dated 01.04.2026 for supply of Eggs to All Government Schools and Anganwadi Centers in Sri Sathya Sai

District under Dokka Seethamma Madhyahna Badi Bhojanam and Bala Sanjeevani Schemes for the year 2026- 2027 stating that the petitioner firm has not complied with the condition of the Bank Gaurantee specified clause 1.2.11 of the Tender Document, eventhough the petitioner had provided Bank Gaurantee for a period beyond the time stipulated in the Tender as arbitrary, illegal, colourable exercise of power and violative of the Fundamental Rights guaranteed to the petitioner firm under Articles 14, 19 and 21 of the Constitution of India and consequently direct the respondents to permit the petitioner to participate and evaluate its bid in the Tender in -Procurement Notice No NIT No.49/2026, dated 01.04.2026 for supply of Eggs to All Government Schools and Anganwadi Centers in Ananthapur District under Dokka Seethamma Madhyahna Badi Bhojanam and by setting aside the Bala Sanjeevani Schemes for the year 2026-2027 disqualification done on 14.05.2026 through e-procurement portal and pass

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in pursuance of Tender in E-Procurement Notice No: NIT No.49/2026, dated 01.04.2026 for supply of Eggs to All Government Schools and Anganwadi Centers in Sri Sathya Sai District under "Dokka Seethamma Madhyahna Badi Bhojanam and Bala Sanjeevani Schemes" for the year 2026-2027 including evaluation of the bids, pending disposal of the Writ Petition and pass

IA NO: 2 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents to consider the bid of the petitioners and evaluate the same in pursuance of Tender in E-Procurement Notice No: NIT No.-49/2026, dated 01.04.2026 for supply of Eggs to All Government Schools and Anganwadi Centers in Sri Sathya Sai District under "Dokka Seethamma Madhyahna Badi Bhojanam and Bala Sanjeevani Schemes" for the year 2026-2027, pending disposal of the Writ Petition and pass such other order or orders as this Hon'ble Court may deems just fit and proper in facts and circumstances of case to meet the ends of justice.

Counsel for the Petitioner:

1.V R REDDY KOVVURI

Counsel for the Respondent(S):

1.GP FOR EDUCATION

The Court made the following:

ORDER:

Sri V.R.Reddy Kovvuri, learned counsel for the petitioner, seeks permission of this Court to withdraw the Writ Petition and also sought liberty to workout appropriate remedy as per law.

Permission is accorded.

Accordingly, the Writ Petition is dismissed as withdrawn with liberty as prayed for. There shall be no order as to costs.

As a sequel thereto, interlocutory applications pending, if any, shall stand closed.

Dated 15.05.2026
KBN

JUSTICE TUHIN KUMAR GEDELA

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THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

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Dated 15.05.2026
KBN