



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



WEDNESDAY, THE THIRTEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SMT JUSTICE SUMATHI JAGADAM

WRIT PETITION NO: 20955 OF 2025

Between:

ESSEMM Intraport Services Private Limited, represented by its Founder Managing Director and CEO Mr. Bolisetty Satyanarayana, having its registered office at 1-54-10/4, MVP Colony Visakhapatnam, Andhra Pradesh

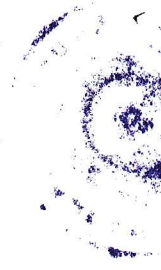
...Petitioner

AND

1. Union of India, represented by its Principal Secretary, Ministry of Ports Shipping and Waterways, New Delhi
2. Visakhapatnam Port Trust, Visakhapatnam, Andhra Pradesh, represented by its Chairman
3. Chief Engineer, Engineering Department, Visakhapatnam Port Authority, O/o Chief Engineer, 3rd Floor, Administrative Office Building, Port Area, Visakhapatnam, Andhra Pradesh - 530035
4. Senior Assistant Estate Manager, VPA, O/o Chief Engineer, Administrative Office Building, Port Area, Visakhapatnam, Andhra Pradesh - 530035

...Respondents

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 of Mandamus, or any other appropriate order or



direction, declaring the action of the 3rd respondent in proceeding with the Re-allotment of the land bearing Zone- Z-1A admeasuring 13,476 sq.mts (Ac. 3.33 cents), under the Notice Inviting Tender (NIT) No. IENG/ESTATE/Z-1A-ESSEMM-T-2024 Dt.13.03.2024 without affording the petitioner the 'First Right of Refusal' thereof, as illegal, arbitrary, unreasonable, violative of Articles 14 and 19(1)(g) of the Constitution, and contrary to the Clauses 2.17 of the said NIT dt. 13.03.2024 and 11.3(c) of the Policy Guidelines for Land Management by Major Ports, 2015 (No. PD-13017/2/2014-PD-IV dated 17.07.2015) and consequently direct the respondents to offer the First Right of Refusal to the petitioner, as an existing lessee, enabling the petitioner to match the highest bid received under the NIT dt. 13-03-2024.

IA NO: 1 OF 2025

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, inclusive of but not limited to the opening of price bids, evaluation, the issuance of an LOA or execution of a lease deed in favour of third-party highest bidder, under Notice Inviting Tender No. IENG/ESTATE/Z-1A-ESSEMM-T-2024 dated 13.03.2024.

Counsel for the Petitioner: SRI VENKATA SAKETH ROY VYDYULA

**Counsel for the Respondent No.1: SRI BETHAPALLI SURYANARAYANA
(CENTRAL GOVT COUNSEL)**

Counsel for the Respondent Nos. 2 to 4: ----

The Court made the following order:



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

[3459]

WEDNESDAY, THE THIRTEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SMT JUSTICE SUMATHI JAGADAM

WRIT PETITION NO: 20955/2025

Between:

1. ESSEMM INTRAPORT SERVICES PRIVATE LIMITED,
REPRESENTED BY ITS FOUNDER MANAGING DIRECTOR AND
CEO MR. BOLISSETTY SATYANARAYANA, HAVING ITS
REGISTERED OFFICE AT 1-54-10/4, MVP COLONY
VISAKHAPATNAM, ANDHRA PRADESH

...PETITIONER

AND

1. UNION OF INDIA, REPRESENTED BY ITS PRINCIPAL SECRETARY,
MINISTRY OF PORTS SHIPPING AND WATERWAYS, NEW DELHI

2. VISAKHAPATNAM PORT TRUST, VISAKHAPATNAM, ANDHRA
PRADESH, REPRESENTED BY ITS CHAIRMAN

3. CHIEF ENGINEER, ENGINEERING DEPARTMENT,
VISAKHAPATNAM PORT AUTHORITY, O/O CHIEF ENGINEER, 3RD
FLOOR, ADMINISTRATIVE OFFICE BUILDING, PORT AREA,
VISAKHAPATNAM, ANDHRA PRADESH - 530035

4. SENIOR ASSISTANT ESTATE MANAGER, VPA, O/O CHIEF
ENGINEER, ADMINISTRATIVE OFFICE BUILDING, PORT AREA,
VISAKHAPATNAM, ANDHRA PRADESH - 530035

...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 of Mandamus, or any other appropriate order or

direction, declaring the action of the 3rd respondent in proceeding with the Re-allotment of the land bearing Zone-Z-1A admeasuring 13,476 sq.mts (Ac. 3.33 cents), under the Notice Inviting Tender (NIT) No. IENG/ESTATE/Z-1A-ESSEMM-T-2024 Dt.13.03.2024 without affording the petitioner the 'First Right of Refusal' thereof, as illegal, arbitrary, unreasonable, violative of Articles 14 and 19(1)(g) of the Constitution, and contrary to the Clauses 2.17 of the said NIT dt.13.03.2024 and 11.3(c) of the Policy Guidelines for Land Management by Major Ports, 2015 (No. PD-13017/2/2014-PD-iV dated 17.07.2015) and consequently direct the respondents to offer the First Right of Refusal to the petitioner, as an existing lessee, enabling the petitioner to match the highest bid received under the NIT dt. 13-03-2024 and pass

IA NO: 1 OF 2025

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, inclusive of but not limited to the opening of price bids, evaluation, the issuance of an LOA or execution of a lease deed in favor of third-party highest bidder, under Notice Inviting Tender No. IENG/ESTATE/Z-1A-ESSEMM-T-2024 dated 13.03.2024 and pass

Counsel for the Petitioner:

1.VENKATA SAKETH ROY VYDYULA

Counsel for the Respondent(S):

1.BETHAPALLI SURYANARAYANA (CENTRAL GOVT COUNSEL)

The Court made the following:

ORDER:

Learned counsel for the petitioner submits that the tender has been cancelled.

In view of cancellation of the tender, no further orders are required in this writ petition.

Accordingly, the Writ Petition is closed. However, it is open to the petitioner to make fresh representation to the respondents within ten (10) days from the date of receipt of a copy of this order. On receipt of such representation, the respondents shall consider and pass appropriate orders within four (4) weeks thereafter. No order as to costs.

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

**Sd/- V DIWAKAR
DEPUTY REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Union of India, Ministry of Ports Shipping and Waterways, New Delhi **(By RPAD)**
2. The Chairman, Visakhapatnam Port Trust, Visakhapatnam, Andhra Pradesh. **(By RPAD)**
3. The Chief Engineer, Engineering Department, Visakhapatnam Port Authority, O/o Chief Engineer, 3rd Floor, Administrative Office Building, Port Area, Visakhapatnam, Andhra Pradesh - 530035**(By RPAD)**
4. The Senior Assistant Estate Manager, VPA, O/o Chief Engineer, Administrative Office Building, Port Area, Visakhapatnam, Andhra Pradesh - 530035**(By RPAD)**
5. One CC to Sri Venkata Saketh Roy Vydyula, Advocate [OPUC]
6. One CC to Sri Bethapalli Suryanarayana (Central Govt Counsel) Advocate [OPUC]
7. Two CD Copies

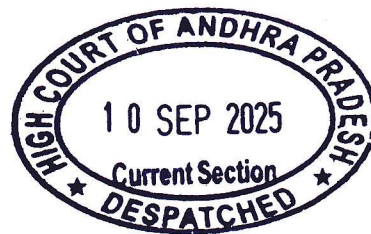
TF

HIGH COURT

DATED:13/08/2025

ORDER

WP NO. 20955 OF 2025



CLOSING THE W.P. WITHOUT COSTS