

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA
WP NO: 7609 OF 2026

Between

ABCI INFRASTRUCTURES PRIVATE LIMITED, A Company incorporated under the Companies Act, Having its Registered Office at 1/3 McDonald Tower, 1st Floor, G.S. Road, Bhangagarh, Guwahati - 781007, Represented by its Authorized Signatory.

.....PETITIONER

AND

1. Union of India, Ministry of Railways, Rail Bhavan, New Delhi.
2. South Central Railway. Represented by its Chief Administrative Officer (Construction), Rail Nirman Nilayam, Secunderabad - 500025.
3. Chief Engineer / Construction - V., South Central Railway, Office of the Chief Administrative Officer (Construction), Rail Nirman Nilayam, Secunderabad - 500025.

.....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 an Order, Writ or direction more particularly in the nature of the Writ of Mandamus, to declare the dis-qualification proceedings of the techno-commercial bid against tender EPC-04-CAO-C-SC-2025 as non-responsive and not qualified for opening financial bid and the consequential impugned letter vide No. W.Con 496/A/EPC/USN-JMD/6314/WC-3 dt. 06.03.2026 issued by the respondent No. 3, as illegal, arbitrary, violative of the principles of natural justice, violative of Article 19(1)(g) of the Constitution of India and contrary to the settled principles of law and consequently set aside the same;

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to Suspend the proceedings of dis-qualification of the techno-commercial bid against tender EPC-04-CAO-C-SC-2025 as non-responsive and not qualified for opening financial bid and the consequential impugned letter vide No. W.Con 496/A/EPC/USN-JMD/6314/WC-3 dt. 06.03.2026 issued by the respondent No. 3, pending disposal of WP No 7609 of 2026, on the file of the High Court.

I.A. NO: 2 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents to file the Minutes of the Tender Committee meetings in respect of 4 tenders vide Nos. EPC-04-CAO-C-SC-2025, EPC-13-CAO-C-SC-2024, EPC-12-CAO-C-SC-2024 & EPC-05-CAO-C-SC-2024, pending disposal of WP No 7609 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the petition and the grounds filed in support thereof and upon hearing the arguments of SRI S. RAVI, Senior Counsel representing SRI BASA CHANAKYA Advocate for the Petitioner, SRI B. NARSIMHA SARMA, ASSGI representing SRI N Bhujanga Rao Deputy Solicitor General Of India for the Respondents, the Court made the following.

ORDER

Heard Mr.S.Ravi, learned senior counsel representing Mr.Chanakya Basa, learned counsel for the petitioner and Mr.B.Narsimha Sarma, learned Assistant Solicitor General of India representing Mr.N.Bhujanga Rao, learned Deputy Solicitor General of India appearing on behalf of the respondents.

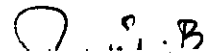
Learned senior counsel submits that though the petitioner – company was unsuccessful bidder in the financial bid dated 20.02.2026, the petitioner – company has no intention to challenge the awarding of tender to L.1 i.e., M/s.CSE-MMSI Joint Venture and the petitioner is confining his challenge, in the present writ petition, only to the extent of decision making process of the impugned letter dated 06.03.2026 as the same will affect the petitioner's – company interest in future tenders floated by the Central Government.

A detailed counter has been filed by the respondents.

The matter requires detailed examination.

Post the matter on 30.06.2026.

Till then, the impugned rejection letter dated 06.03.2026 considering the petitioner – company as non-responsive on the ground of non-compliance paragraph 7(b) of Annexure – I of Request for Proposal (RFP) shall not have any impact on future tenders floated by the Central Government.



**Sd/- B.REKHA RANI
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. Union of India, Ministry of Railways, Rail Bhavan, New Delhi.[By SPAD]
2. The Chief Administrative Officer (Construction), South Central Railway, Rail Nirman Nilayam, Secunderabad - 500025.[By SPAD]
3. Chief Engineer / Construction - V,, South Central Railway, Office of the Chief Administrative Officer (Construction), Rail Nirman Nilayam, Secunderabad - 500025.[By SPAD]
4. One CC to Sri. BASA CHANAKYA Advocate [OPUC]
5. One spare copy



HIGH COURT

NBK, J

DATED: 29-04-2026

POST ON 30.06.2026

ORDER

✓

WP.No.7609 of 2026

DIRECTION

