

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
MONDAY, THE TWENTY EIGHTH DAY OF DECEMBER TWO THOUSAND AND
TWENTY

:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA KODANDA RAM

IA No. 1 OF 2020
IN
WP NO: 23991 OF 2020

Between:

Sri Shabhareesha Printers and Binders, H.No, 6-8-251, Main Chowrastha, Hanmakonda. Rep. By its Proprietor Peddi Satyanarayana, S/o. Kumara Swamy, Aged 55 years, Occ. Business, R/o. H.No. 1-7-879, S5, Shanthi Heights, Hunter Road, Hanmakonda, Warangal

...Petitioner
(Petitioner in WP 23991 OF 2020
on the file of High Court)

AND

1. The State of Telangana, Rep by its Principal Secretary, Higher Education Department, BRKR Bhavan, Hyderabad.
2. Kakatiya University, Vidyaranyaपुरi, Warangal-506009 Rep. by its Registrar
3. Director, School of Distance Learning and Continuing Education Kakatiya University, Warangal.
4. M/s. Deepa Graphics, Near Gopala Swamy Temple, Warangal. Rep. by its Proprietor G. Sateesh, S/o. Venkata Rajulu, Aged 45 years, Occ. Business.

...Respondents
(Respondents in-do-)

Counsel for the Petitioner :SRI E VENKATA REDDY
Counsel for the Respondent 1 :GP FOR EDUCATION
Counsel for the Respondents 2 & 3 :SRI A VENKATESWARA RAO (S.C.)

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 pursuant to the orders dt. 20/11/2020 vide No/DP/SDLCE/KU/2020 issued by the 3rd Respondent in favor of the 4th Respondent pending disposal of the writ petition, pending disposal of WP No. 23991 of 2020, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

Petitioner's grievance is that respondent No.4, who stood as L.1, was called for negotiations and he being emerged as L.3 should also have been called for negotiations.

Learned counsel for the petitioner relies on the judgment of the Apex Court in Galaxy Transport Agency v. J.K. Roadways.

Having regard to the nature of the relief, which the petitioner is seeking, *prima facie*, this Court is not inclined to grant interim stay of all further proceedings pursuant to the order dated 20.11.2020 awarding the contract in favour of respondent No.4. However, no prejudice would be caused to the

petitioner on further reducing the prices by respondent No.4, who stood as L.1.
Further, the matter is to be considered as a question of law in future.

SD/- T.KRISHNA KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Higher Education Department, State of Telangana, BRKR Bhavan, Hyderabad.
2. The Registrar, Kakatiya University, Vidyaranyaपुरi, Warangal-506009.
3. The Director, School of Distance Learning and Continuing Education Kakatiya University, Warangal.
4. G. Sateesh, S/o. Venkata Rajulu, Proprietor, Aged 45 years, Occ. Business, M/s. Deepa Graphics, Near Gopala Swamy Temple, Warangal. (1 to 4 by RPAD)
5. One CC to SRI. E VENKATA REDDY Advocate [OPUC]
6. Two CCs to GP FOR EDUCATION, High Court at Hyderabad. [OUT]
7. One spare copy

HIGH COURT

CKRJ

DATED:28/12/2020

ORDER

IA.NO.1 OF 2020

IN

WP.No.23991 OF 2020

INTERIM STAY

