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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 4590 OF 2025

M/s. Barkat Contractors

.. Petitioner

Versus

**Bhiwandi Nizampur City Municipal
Corporation.& Ors.**

.. Respondents

Ms. Shilpi Jain i/by Ms. Jaya Bagwe for petitioner.
Mr. Dilip Bodake a/w Shraddha Pawar for respondent nos.1 to
4.

**CORAM: ALOK ARADHE, CJ. &
M. S. KARNIK, J.**

DATE: 7th APRIL, 2025

P.C.:

1. In this writ petition, the petitioner has assailed the validity of clauses contained in e-tender dated 13th March, 2025 issued by the Bhiwandi Municipal Corporation. The petitioner has called in question the following clauses in the tender notice: -

(i) Joint venture is not allowed to participate in the tender process.

(ii) Clause 6.4 which prescribes average Turnover should be of 20 cr. in the last 3 years.

(iii) Clauses 6.5, 6.7 & 6.8 prescribe that bidder should have license with minimum 200 manpower and registration should be at-least one year old.

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(iv) Clause 6.9 which provide that bidder should have supplied manpower in Government, semi Government with 200 manpower and more, document to be produced.

2. Learned counsel for the petitioner submitted that the aforesaid tender clauses are in violation of the guidelines issued by Central Vigilance Commission (CVC).

3. Issue notice to the respondents.

4. Mr. Bodake, learned counsel, appears on behalf of the respondent nos.1 to 4 and waives service of notice. He prays for and is granted two weeks' time to enable him to file affidavit-in-reply.

5. It is provided that any action taken in respect of the tender in question shall be subject to final outcome of the writ petition.

6. List on **25th April, 2025.**

(M. S. KARNIK, J.)

(CHIEF JUSTICE)