

WP NO. 1070/2026 (GM - TEN)

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

**[TEJAS NETWORKDS LIMITED VS. BHARAT SANCHAR
NIGAM LIMITED]**

19.01.2026

(VIDEO CONFERENCING / PHYSICAL HEARING)

CORAM: HON'BLE MR. JUSTICE B M SHYAM PRASAD

ORAL ORDER

Mr. Dhyan Chinnappa, the learned Senior Counsel for the petitioner, is heard on the petitioner's request for interim direction to the respondent not to invoke the bank guarantee furnished by the petitioner on 09.01.2025 [and asserted to be valid till mid – 2026], and the learned Senior Counsel in support of the petitioner's request submits the following:

- [a] The petitioner as L1 bidder was assured of 70% of the tender quantity of Optical Network Terminals [ONTs] subject to revision by 50%.
- [b] The respondent has accordingly issued Advance Purchase Order dated 13.10.2025 only for 5.25 lakh ONTs and the respondent has also caused Communication dated 28.11.2025 informing that the tentative purchase for the six months is 16,600 units per month with a disclaimer.

[c] Even according to this assurance the petitioner will only be entitled to about 4 lakh ONTs much below 5.25 lakh ONTs.

[c] This arbitrary limitation or restriction makes the entire participation unviable for the petitioner.

The learned Senior Counsel submits that if the respondent could place on record that in terms of the tender notification the petitioner will be given minimum quantity of 5.25 ONTs, the petitioner will issue all acknowledgments and further bank guarantees as required.

In consideration of the afore, and to ensure that there is no precipitation with possible cancellation and invoking of the Bank Guarantee, the respondents are directed not to invoke bank guarantee dated 09.01.2025 furnished by the petitioner until the next date of hearing.

There shall be notice by hand returnable by 06.02.2026 to the respondent.

The office is directed to re-list this petition for Preliminary Hearing on 06.02.2026.

(B M SHYAM PRASAD)
JUDGE

SA

List No.: 2 Sl No.: 8