

Memorandum of Caveat Petition
[Under Section 148 of Civil Procedure Code]
IN THE HIGH COURT OF TELANGANA AT HYDERABAD

CAVEAT No. _____ of 2024

In

W.P.No. _____ of 2024

Between:

Thirumala Transport, Rep., by its Managing Partner
Kore Chandra Mouli, S/o. Komuraiah, Age: 62 years,
at 17-3-224, Kareemabad, Warangal – 506002, Telangana

___ Petitioner

AND

Shree Shiv Shakti Road Lines, Rep. by its Proprietor
Bidwe Satish, S/o.Dada Rao, Age: 45 years,
Opp.M.Bansilal Rice Mill, Namdevwadsa, Nizamabad – 503002

___ Respondents

The address for service of all notices and process etc. upon the above named Caveat Petitioner is the same as mentioned in the cause title and that of its Counsel Mr.Bobbili Srinivas (9649), Advocate at Plot No.410, Road No.22, Jubilee Hills, Hyderabad - 500033.

For the reasons stated in the accompanying affidavit, the Petitioner herein prays that this Hon'ble Court may be pleased to issue notice either to the Caveator or its counsel, in case any Writ Petitionis filed by the Respondent herein or anybody challenging the (i) action of the Telangana State Civil Supplies Corporation Limited in disqualifying the Respondent and others in the tender process conducted for transporation of Paddy & Gunnies of Mugpal Sector of Nizamabad District under the Re-Tender Notice No.Mktg/M2/2991/PTC/KMS 2024-25 dt.13.09.2024 and (ii) proceedings bearing Lr.No. Mktg/M2/2991/PTC/KMS 2024-25

dt.05.10.2024 issued by the Addl.Collector & EOED, TGSCSCL, Nizamabad, before granting any orders/interim orders therein and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Hyderabad
Dt:14.10.2024

Mr.Bobbili Srinivas(9649)
Counsel for the Caveator

IN THE HIGH COURT OF TELANGANA AT HYDERABAD

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Bidwe Satish, S/o.Dada Rao, Age: 45 years,
Opp.M.Bansilal Rice Mill, Namdevwadsa, Nizamabad – 503002

____ Respondent

AFFIDAVIT OF PETITIONER

I, Kore Chandra Mouli, S/o. Komuraiah, Age: 62 years, at 17-3-224, Kareemabad, Warangal–506002, Telangana, now having temporarily come down to Hyderabad, do hereby solemnly and sincerely affirm and state as follows:

1. I submit that I am the Managing Partner of Petitioner herein and as such I am well acquainted with the facts stated hereunder. I am filing this Affidavit on behalf of the Petitioner as I am authorized to do so.

2. I submit that Telangana State Civil Supplies Corporation Limited (TSCSCL) issued e-Re Tender Notice dt.13.09.2024 calling for e-Tenders, for appointment of Contractors for undertaking transportation of paddy and gunnies from various paddy purchase centres/storage points/buffer godowns/wagons to various paddy purchasecentres/ buffer godowns/rice mills and other godowns within Mugpal Sector of Nizamabad District as entrusted by the Respondent Corporation for KMS 2024-25.

3. I submit that as per the tender notice, Petitioner and 5 other and other bidders, including the Respondent herein, submitted bids for Mugpal Sector of Nizamabad District. As per the tender schedule, technical bids were opened on 24.09.2024. The District Tender Committee verified each and every document submitted by the said six bidders and declared that the Petitioner bid is qualified and rejected the bids of all the remaining five bidders at the technical bid stage as they submitted invalid bids and their bids are not in compliance with the tender conditions.

4. Having declared that the Petitioner's bid is qualified in the technical bid stage, opened the financial bid of the Petitioner on 04.10.2024 and finalized the tender process and decided to appoint the Petitioner as the transport contractor for Mugpal Sector of Nizamabad District under the said tender notice for the period upto 30.09.2025. Then, the Addl. Collector & EOED, TGSCSCL, Nizamabad submitted proposals to the Telangana State Civil Supplies Corporation Limited (TSCSCL) for necessary consequential orders vide proceedings bearing Lr.No. Mktg/M2/2991/PTC/KMS 2024-25 dt.5.10.2024.

5. While such is the state of affairs, it is learnt that the Respondent is taking steps to approach this Hon'ble Court challenging the (i) action of the Telangana State Civil Supplies Corporation Limited in disqualifying the Respondent and others in the tender process conducted for transportation of Paddy & Gunnies of Mugpal Sector of Nizamabad District under the Re-Tender Notice No.Mktg/M2/2991/PTC/KMS 2024-25 dt.13.09.2024 and (ii) proceedings bearing Lr.No. Mktg/M2/2991/PTC/KMS 2024-25 dt.5.10.2024 issued by the

Addl. Collector & EOED, TGSCSCL, Nizamabad, with false allegations and by suppressing the material facts and may seek ex parte interim orders. If any ex parte interim orders are passed without hearing the Petitioner, it will suffer irreparable loss and hardship. Hence, this caveat.

6. I submit that a copy of this caveat application has been sent to the Respondent by Registered Post with Acknowledgment Due and the postal receipt evidencing the same is filed herewith. This Hon'ble Court has got the jurisdiction to entertain the caveat application and this being a caveat application a fixed court fee of Rs. 10/- is paid.

7. It is therefore necessary in the interests of justice that this Hon'ble Court may be pleased to issue notice either to the Caveator or his counsel, in case any Writ Petition is filed by the Respondent herein or anybody challenging the (i) action of the Telangana State Civil Supplies Corporation Limited in disqualifying the Respondent and others in the tender process conducted for transportation of Paddy & Gunnies of Mugpal Sector of Nizamabad District under the Re-Tender Notice No.Mktg/M2/2991/PTC/KMS 2024-25 dt.13.09.2024 and (ii) proceedings bearing Lr.No. Mktg/M2/2991/PTC/KMS 2024-25 dt.05.10.2024 issued by the Addl. Collector & EOED, TGSCSCL, Nizamabad, before granting any orders/interim orders therein and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Solemnly affirmed and signed before me
on this 14th of October, 2024 at Hyderabad.

DEPONENT

Advocate- Hyderabad

VERIFICATION

I, Thirumala Transport, the above named Petitioner herein do hereby declare that what all stated are true to the best of my knowledge, belief, basing on information, records and also on the legal advice. Hence, verified on this 14th of October, 2024 at Hyderabad.

Mr.Bobbili Srinivas (9649)
Counsel for the Caveator

DEPONENT

IN THE HIGH COURT OF
TELANGANA AT
HYDERABAD

CAVEAT No. _____ of 2024

In

W.P.No. _____ of 2024

Between:

Thirumala Transport

____Petitioner

And

Shree Shiv Shakti Road Lines

____Respondent

MEMORANDUM OF CAVEAT
PETITION

Filed by:

Mr. Bobbili Srinivas (9649)
Counsel for the Caveat Petitioner
Contact No.9866043939

S.R.No.

NIZAMABADDISTRICT

**IN THE HIGH COURT OF
TELANGANA AT HYDERABAD**

SPECIAL ORIGINAL/APPELATE
JURISDICTION

CAVEAT No. _____ of 2024

In

W.P.No. _____ of 2024

V A K A L A T

ACCEPTED

Advocate for the Petitioner

Date: 14.10.2024

Address for Service:

Bobbili Srinivas (9649)

Advocate at Flat No.2-3, Mouli Towers,
Beside Jyothi Mahal, near Benz Circle,
Hyderabad

IN THE HIGH COURT OF TELANGANA AT HYDERABAD
SPECIAL ORIGINAL/APPELLATE JURISDICTION

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Thirumala Transport

____Petitioner

And

Shree Shiv Shakti Road Lines

____Respondent

I, Kore Chandra Mouli, S/o. Komuraiah, Age: 62 years, at 17-3-224, Kareemabad, Warangal-506002, Telangana, now having temporarily come down to Hyderabad, Managing Partner of the Petitioner in the above Petition/Application do hereby appoint and retain:

Bobbili Srinivas (9649)

Advocate

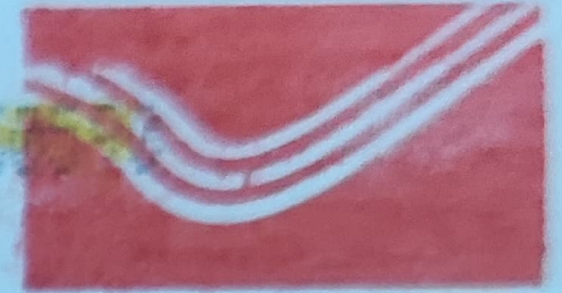
Advocate of the High Court to appear petitioners/respondents/ appellants in the above Petition/Application/Appeal and conduct and prosecute (or defend) the same and all proceedings that may be taken in respect or any application connected with the same or any decree or order passed thereon, including applications for return of documents or the receipt of any moneys that may be payable to me/us in the said Petition/Application/Appeal and also to appear in all applications under Clause XV of the Letters Patent and in all applications for review and for leave to the Supreme Court of India in all applications for review of Judgment.

I certify that the contents of this Vakalat were read over and explained in (Telugu) in my presence to the executant or executants who appeared and perfectly understood the same and made his/her/their signatures or marks in my presence.

Executed before me on this the 14th of October, 2024 at Hyderabad

Advocate-Hyderabad

भारतीय डाक



India Post

RN095430590IN IVR:8278095430590

RL HIGH COURT S.O <500066>

Counter No:1, 14/10/2024, 13:43

To:SHREE SHIVA S,....

PIN:583002, Subhashnagar S.O

From:B SRINIVAS,....

Wt:35gms Ack Fee:3.00, REG=17.0

Amt:35.40, Tax:5.40, Amt.Paid:35.00 (Cash)

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