APHC010265122026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3457]**
(Special Original Jurisdiction)

MONDAY,THE FIFTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 14569/2026

Between:

1. M/S.BHARAT BUILD TECH PROJECT,, REP.BY MANAGING PARTNER, MAMIDALA SRI HARSHA, S/0. MAMIDALA SATYANARAYANA, AGED 38 YEARS, D.NO. 4-46/4, FCL COLONY, VAKALAPUDI, KAKINADA, EAST GODAVARI DISTRICT-533005.
2. M/S. PLANT SCAPE NURSERIES, REP.BY. MANAGING PARTNER, V.VENKATESWARA RAO S/O.SATYANARAYANA, AGED 52 YEARS, D.NO. 7-29/2, VANKA KADIYREDDIYYA GARI STREET, KADIYAPULANKA KADIYAM, EAST GODAVARI, 533126.

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY, DEPARTMENT OF MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT, SECRETARIAT BUILDING, VELAGAPUDI, AMARAVATHI, GUNTUR.522238
2. THE KAKINADA MUNICIPAL CORPORATION, REP.BY ITS COMMISSIONER,KAKINADA KAKINADA DISTRICT.533001
3. THE KAKINADA MUNICIPAL CORPORATION, REP.BY ITS EXECUTIVE ENGINEER KAKINADA DISTRICT.533001
4. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARYDEPARTMENT OF FINANCE AND PLANNING, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT. 522238

...RESPONDENT(S):

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 appropriate Writ Order or direction more particularly one in the-nature of Writ of Mandamus declaring the action of the Respondents in withholding the payments of pending amounts of Rs. 2,85,922/- (Rupees Two Lakhs, Eighty Five Thousand, Nine Flundred and Twenty Two only) even after finalizing the bills payable to the petitioner in relation to the work i.e I. Providing Swing in Venkat nagar park of 5th Division Dated 18-08-2023,(Rs. 92,340/-),. II. Providing slid in Venkat nagar park of 5th Division Dated 18-08-2023, (Rs. 91,200/-) III. Supply, Delivery and plantation of Ornamental plants to Santhinagar park in 4th Division Kakinada Municipal Corporation. Dated 26-08-2022 (Rs. 95,942/-).For the year 2023 as bad ,illegal, arbitrary, improper, unjust and against the Article 21 of constitution of india and consequently direct the respondents to pay the amounts of Rs. 2,85,922/- (Rupees Two Lakhs, Eighty Five Thousand, Nine Flundred and Twenty Two only) with interest at the rate of 24percent per annum for the delayed amount till date of realization for the works executed by the petitioner and pass

IA NO: 1 OF 2026

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 direct the respondents to releasing the amounts Rs. 2,85,922/- (Rupees Two Lakhs, Eighty Five Thousand, Nine Hundred and Twenty Two only) payable to him, pending disposal of the write petition and pass such

Counsel for the Petitioner(S):

1. DEVASRI ROSHAN KANCHARLA

Counsel for the Respondent(S):

1. GP MUNCIPAL ADMN AND URBAN DEV AP
2. GP FOR FINANCE PLANNING

The Court made the following:

Order:-

The learned counsel for the petitioner submits that the petitioner was entrusted with three (03) works, i.e., (i) Providing Swing in Venkat nagar park of 5th Division, dated 18-08-2023, (ii) Providing slid in Venkat nagar park of 5th Division, dated 18-08-2023 and (iii) Supply, Delivery and plantation of Ornamental plants to Santhinagar park in 4th Division Kakinada Municipal Corporation, dated 26-08-2022.

2. It is submitted that the petitioner had completed the works entrusted to him and that the competent authority of the respondents had also approved the payment due and payable to the petitioner. It is also submitted that the same can be verified from the entries mentioned in the M-Book.

3. Heard the submissions of the learned counsel for the petitioner, the learned Government Pleader for Municipal Administration and Urban Development Department, Sri M. Krishna Rao, learned Standing Counsel for the respondent Nos.2 & 3 and the learned Assistant Government Pleader for Finance and Planning.

4. During the course of hearing, the learned Standing Counsel appearing for the respondent Nos.2 & 3 submits that the works are completed and that the petitioner has also submitted his final bill.

5. Considering the submissions that the works completed by the petitioner are not disputed and also considering the endorsement in the M-Book, this Court deems it appropriate to dispose of the writ petition at the admission stage,

directing the respondents to verify and release the payment due to the petitioner as expeditiously as possible, preferably within a period of four (04) weeks from the date of receipt of a copy of this order.

6. Accordingly, this Writ Petition is disposed of. There shall be no order as to costs.

7. Pending miscellaneous petitions, if any, shall stand closed.

JUSTICE HARINATH.N

15.06.2026
PNS