APHC010345002026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

TUESDAY, THE 8TH DAY OF SEPTEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 19647 OF 2026

Between:

1. KARRI NAGI REDDY, S/o. Bapi Reddy, aged about 56 years, R/o Machili Village Attili Mandal, West Godavari District, Andhra Pradesh-534134

...Petitioner

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by its Principal Secretary, Housing Corporation Department, Secretariat Velagapudi, Amaravati-522238.

2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Finance and Planning, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District - Pin 522238.

3. The AP State Housing Corporation Limited, Rep. by its Managing Director, Autonagar, Vijayawada, Krishna District - Pin 520002.

4. The District Collector Cum Executive Director, Andhra Pradesh State Housing Corporation Limited West Godavari District, Bhimavaram-Pin 534201.

5. The District HeadHousing, Bhimavaram, West Godavari District, Andhra Pradesh-534201.

6. The Division HeadHousing, Andhra Pradesh State Housing Corporation Limited, Bhimavaram Andhra Pradesh-534201

...Respondents

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 topleased to issue a Writ, Order or Direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of Respondents, more particularly the Respondent No. 2 to 6, in not releasing the admitted/finaliz ed bills payable to the petitioner towards the completed Approach Road work BIT-1 and BIT -2 Near Poultry Form Layout vide Agreements No. 103/Approach Road/BVRM/2022 dated 02.08.2023 and Agreement No. 104/Approach Road/BVRM/2022 dated 02.08.2023 with Work ID No 053209LA112699 for Rs 4,49,577 /- and Rs. 4,49,766 /- at Manchili Village, Attili Mandal together comprising an amount of Rs. 8,99,343/- even after finalizing the bill as illegal arbitrary and violative of Articles 14 and 21 of the Constitution of India and consequently direct the respondents to forthwith release the final admitted bill amount to the petitioner pending under Work ID No 053209LA112699 for Rs 4,49,577 /- and Rs. 4,49,766 /- together comprising of Rs. 8,99,343/- with interest @ 12 percent per annum for the delayed amount to the petitioner in respect of the execution of the above mentioned work forthwith and pass

Counsel for the Petitioner: T S B V RAMA REDDY

Counsel for the Respondents: MALLIKHARJUNA MOORTHY K (SC FOR A.P HOUSING CORPORATION LIMITED)

Counsel for the Respondents: GP FOR HOUSING

Counsel for the Respondents: GP FOR FINANCE PLANNING

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The Court made the following order:

The petitioner had been awarded the contract of work(s) under the subject scheme in West Godavari District. After execution of the said contract, a final bill was prepared for a sum of Rs.8,99,343/- as per the sanctioned orders. As the payment of the said amount has not been made by the respondents, the petitioner has approached this Court by way of this writ petition.

2. It is the contention of the petitioner that even though the respondents admitted that the petitioner is entitled for payment of Rs.8,99,343/-, no payment is being made. The petitioner contends that such non-payment of money is clearly arbitrary and high-handed requiring the interference of this Court.

3. This Court, in various orders, including the judgment of a learned Single Judge of this Court dated 05.10.2021 in W.P.No.10038 of 2021 and batch had taken the view that such non-payment of dues is arbitrary and that such dues need to be cleared by the respondents at the earliest.

4. On the other hand, Sri K. Mallikharjuna Moorthy, learned Standing Counsel for the Housing Corporation has placed on record the written instructions received from the District Head Housing (FAC) admitting net

amount of Rs.8,99,343/- payable to the petitioner and requested three months time to complete the process and release payments to the petitioner.

5. In view of the aforesaid directions of this Court in various cases and after hearing the submissions of learned counsel for the petitioner, learned Standing Counsel for Housing, this Writ Petition is disposed of with a direction to the respondents to release the net amount of Rs.8,99,343/- to the petitioner within a period of two (02) months. No order as to costs.

6. In fact there is no admission by the Respondents either in their Written Instructions regarding the payment of interest component or by oral submissions made by the Government Pleader/Standing Counsel for Respondents. Much less, the interest component as claimed by the petitioner was neither admitted nor approved at their final bills of the respondents. Hence, in the absence of any such admission, this Court is not inclined to grant any specific amount as it admitted under the head of interest.

7. However, the Petitioner is entitled for interest component as per the terms of Agreement if permits and also in the case of delayed payments, as per the ratio laid down by the Division Bench of this Court in W.A.No.724 of 2021. Therefore, the respondents are hereby directed to pay admitted amount within a period of two (02) months from the date of receipt of copy of this order. As far as interest is concerned, if both parties have agreed regarding the quantum of amount towards interest, the same should be paid along with admitted amount, if not, petitioner is at liberty to submit a representation or a

Memo of Statement requesting for payment of interest. If petitioner is entitled for the same, after such submission of representation or Memo, the concerned respondent authorities shall consider and pass appropriate orders after providing opportunity of hearing to both parties in case of rejection or reduction of interest amount claimed by the petitioner, within a period of two (02) months thereafter.

7. Consequently, Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed.

VENKATESWARLU NIMMAGADDA, J

Dated: 08.09.2026
Mnr

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THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION No.19647 OF 2026

Dt: 08.09.2026

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