

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH

[Special Original Jurisdiction]

TUESDAY THE SIXTEENTH DAY OF FEBRAURY
TWO THOUSAND AND SIXTEEN

PRESENT
HONOURABLE SRI JUSTICE S.V. BHATT

WRIT PETITION NO. 15724 OF 2012

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Between:

M/s.APR Constructions Ltd. A company incorporated
Under the Companies Act, 1956 having its registered
Office at Flat No.404, 5th floor, Bhanu Enclave,
Sunder Nagar, Hyderabad-38, Rep. by its
GPA holder, Sri S.Vijay Kumar ... Petitioner

Vs.

The Government of Andhra Pradesh
Rep.by its Secretary [Telangana Projects] I & CAD
Department of Irrigation, Secretariat.
Hyderabad & Ors. ... Respondents

Counsel for the Petitioner: Sri R. Raghunandan

Counsel for the Respondents: GP for Irrigation & CAD

The Court made the following: [order follows]

HONOURABLE SRI JUSTICE S.V. BHATT

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ORDER:

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Heard Sri G. Kalyan Chakravarthy, learned counsel for
the petitioner.

2. In the instant writ petition, the petitioner challenges letter dated 01/5/2012 by under which the scope of agreement dated 17/7/2007 is reduced by the respondents.

3. At the time of hearing, it is brought to the notice of the Court that the deleted portion of work from the agreement is entrusted to a third party/contractor, the contractor has already completed the deleted portion.

4. In view of the fact that the deleted portion is already completed by a third party/contractor, learned counsel fairly states that the cause of action does not survive. He requests the court to

leave open the remedies available to the petitioner against illegal or unauthorized termination of contract. The submission is accepted, liberty as prayed for is granted to the petitioner to work out the remedies in accordance with law.

5. The writ petition is dismissed. No order as to costs.

6. As a sequel, miscellaneous petitions if any, pending in
this writ petition shall stand closed.

JUSTICE S.V. BHATT

16/02/2016
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HONOURABLE SRI JUSTICE S.V. BHATT

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Date: 16/2/2016
Circulation No.
Court Master: I s L