

HIGH COURT FOR THE STATE OF TELANGANA
(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE Dr. JUSTICE SHAMEEM AKTHER

WRIT PETITION NOS: 23918 AND 23909 OF 2019

W.P.No.23918 of 2019

Between:

Alakuntla Rajashekar Rao, S/o Alakuntla Yellaiah, Aged about 30 years, Occ. Civil Contractor, R/o H.No.2-381, Nehru Nagar, Madikonda, Hanamkonda, Warangal District.

AND

...PETITIONER

1. The State of Telangana, Rep. by its Principal Secretary, Municipal Administration Department, Secretariat Buildings, Hyderabad.
2. The Greater Warangal Municipal Corporation, Warangal, Rep. by its Commissioner.
3. The Superintending Engineer, Greater Warangal Municipal Corporation, Warangal.
4. The Executive Engineer, Greater Warangal Municipal Corporation, Warangal.
5. The District Collector, Warangal Urban Warangal District.
6. The Chief Planning Officer, Warangal Urban District.

...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 to issue writ order or direction especially one in the Nature of Writ of Mandamus declaring the action of the respondents in not paying the amounts for the work completed by the petitioner i.e. laying of internal CC Roads in Vijayanagar Colony, Beside Vegetable Market, Kazipet in Division No.53 in pursuance of Agreement No.Roc.No.E1/23574/2016 dt.29-04-2017 is illegal, arbitrary and violative of article 19 (1) (g) of the Constitution of India and consequently direct the respondents to release the admitted amounts together with interest for the completed entered in the Measurement Book

IA NO: 1 OF 2019

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 release the admitted bill amount in respect of the work executed by the petitioner i.e. laying of internal CC Roads in Vijayanagar Colony, Beside Vegetable Market, Kazipet in Division No.53, pending disposal of the main writ petition.

W.P.NO: 23909 OF 2019

Between:

Alakuntla Rajashekar Rao, S/o Alakuntla Yellaiah, Aged about 30 years, Occ., Civil Contractor, R/o H.No.2-381, Nehru Nagar, Madikonda, Hanamkonda, Warangal District.

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1. The State of Telangana, Rep. by its Principal Secretary, Municipal Administration Department, Secretariat Buildings, Hyderabad.
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...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 to issue writ order or direction especially one in the Nature of Writ of Mandamus declaring the action of the respondents in not paying the amounts for the work completed by the petitioner i.e. laying of CC Road from H.No.25-8-17/2 to E.P.No.KAZ BNK 05 and opp. Transformer to 30-2-231/A, Bhavani Nagar, Kazipet in W.No.35 in pursuance of Agreement No.C.No.3/E3/19544/2016 dt.08-05-2017 is illegal, arbitrary and violative of Article 19 (1) (g) of the Constitution of India and consequently direct the respondents to release the admitted amounts together with interest for the work completed entered in the Measurement Book.

IA NO: 1 OF 2019

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 release the admitted bill amount in respect of the work executed by the petitioner i.e. laying of CC Road from H.No.25-8-17/2 to E.P.No.KAZ BNK 05 and opp. Transformer to 30-2-231/A, Bhavani Nagar, Kazipet in W.No.35, pending disposal of the main writ petition .

Counsel for the in both Writ Petitions : SRI.CH.RAVINDER

Counsel for the Respondent No.1 in both Writ Petitions: GP FOR MUNICIPAL ADMINISTRATION URBAN DEVELOPMENT (TG)

Counsel for the Respondent Nos.2 to 4 & 6 in both Writ Petitions:

M/s. P. LAKSHMI

Counsel for the Respondent No.5 in both Writ Petitions: G.P FOR REVENUE

The Court made the following COMMON ORDER

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

WRIT PETITION Nos.23918 AND 23909 OF 2019
COMMON ORDER:

Learned counsel for the petitioner would submit that the subject matter of these Writ Petitions has become infructuous.

2. Recording the said submission, the Writ Petitions are dismissed as infructuous.

Miscellaneous Petitions, if any, pending in these Writ Petitions shall stand closed. There shall be no order as to costs.

//TRUE COPY//

SD/-K.SAILESHI
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. Two CCs to GP for Municipal Administration Urban Development, High Court for the State of Telangana. [OUT]
2. Two CCs to GP for REVENUE (TG) ,High Court for the State of Telangana. [OUT]
3. One CC to SRI.CH.RAVINDER, Advocate [OPUC]
4. One CC to M/s. P. LAKSHMI, Advocate (OPUC)
5. Two CD Copies
6. One Spare copy

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HIGH COURT

DATED:31/12/2021



COMMON ORDER

WP.Nos.23918 AND 23909 of 2019

DISMISSING THE W.P'S

AS INFRUCTUOUS WITHOUT COSTS

ATM (9)
28/1/2022