IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRTIETH DAY OF DECEMBER TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 40033 OF 2025

Between:

M/s. Keshava Constructions, Rep. by its Proprietor Mallam Sathyanarayana, H. No. 2-5, Tara Nagar, Serilingampally ,Hyderabad, Rangareddy , Sangareddy, PIN - 500019.

...PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary, Municipal Administration and Urban Development, Hyderabad, Telangana State.
2. The Commissioner, Greater Hyderabad Municipal Corporation (GHMC), GHMC Head Office, CC Complex, Tank Bund Road, Hyderabad - 500 063
3. The District Collector, Medchal-Malkajgiri District, Collector and District Magistrate, Integrated District Office Complexes, Anthaipally Village, Shameerpet Mandal, Medchal-Malkajgiri District, Telangana - 500078.
4. The Deputy Commissioner, (Circle-23) Greater Hyderabad Municipal Corporation (GHMC), AG1 Colony, Moosapet Cross Road, Janta Nagar, Moosapet, Hyderabad, Telangana-500018.
5. The Excecutive Engenier, Greater Hyderabad Municipal Corporation (GHMC), AGI Colony, Moosapet Cross Road, Janta Nagar, Moosapet, Hyderabad, Telangana-500018.
6. The Divisional Accounts Officer, (DAO). 12-14-8, Chittaramma Nagar, Moosapet, Hyderabad - 500018.

...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 an appropriate Writ, Order or Direction, more particularly in the nature of a Writ of Mandamus, declaring the action of Respondent No.2-5 in the failure to release the payment which has fallen due and payable as on 30-01-

2024. And to hold the actions of the Respondent 1-5 for non-release of legitimate dues as illegal, arbitrary, without due process of law, and violation of the Petitioners fundamental rights guaranteed under Articles 14, 19, and 21 of the Constitution of India, and consequently direct the Respondent no.2-5 to release payments of Rs. 23, 60,338/- along with P.1 interest of 18 PERCENT from the date of the work completion and certification till the actual date of payment. Further to direct the respondent to release the payment and P.1 without further delay and without any conditions .

IA NO: 1 OF 2025

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 Respondent Nos. 2 to 5 to immediately release the admitted payment of Rs.23,60,338/- (Rupees Twenty-Three Lakhs Sixty Thousand Three Hundred Thirty-Eight only) along with penal interest at 18% per annum from the date of completion and certification of the work until the actual date of payment, without any further delay or conditions.

Counsel for the Petitioner:SRI. SHASHIKANTH .B

Counsel for the Respondent No 1: GP FOR MCPL ADMN URBAN DEV

Counsel for the Respondents No 2,4 To 5: SRI K. RAVI MAHENDER, SC FOR GHMC

Counsel for the Respondent No 3: GP FOR REVENUE

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITON No.40033 OF 2025

DATE OF ORDER: 30.12.2025

Between:

M/s. Keshava Constructions ...Petitioner

AND

The State of Telangana
Represented by its Principal Secretary
Municipal Administration and Urban Development
Department, Secretariat, Hyderabad and others ...Respondents

ORDER : (ORAL)

This writ petition is filed seeking to declare the action of the respondent authorities in not releasing the admitted amount of Rs.23,60,338/- (Rupees twenty three lakhs sixty thousand three hundred and thirty eight only) to the petitioner for the work of construction of protection of Wall from Pochamma Temple to Kabeer Nagar Nala in Avanthi Nagar Thota, Moosapet, Ward No.117, Moosapet Circle-23, Kukatpally Zone, GHMC, pursuant to the letter of acceptance dated 01.09.2023, as being illegal, arbitrary and unconstitutional.

2. Heard Mr. B.Shashikanth, learned counsel for the petitioner; Mr. K.Ravi Mahender, learned Standing Counsel for GHMC, appearing for respondents No.2, 4 and 5; and perused the material on record.

3. Learned Standing Counsel for GHMC, basing on the written instructions, submitted that administrative sanction for the work undertaken by the petitioner for the value of Rs.23,60,338/- was accorded by respondent No.3 under the Constituency Development Programme (CDP) of Kukatpally Assembly Segment and was entrusted to respondent No.2 for execution of the work. Respondent No.2 is only an executing authority and as per CDP guidelines, the payment can be released only after receiving the funds from respondent No.3. It is further submitted that respondent No.3 *vide* letter dated 03.07.2024 issued post-dated cheque bearing No.2516975638 dated 02.07.2024 for an amount of Rs.23,60,338/- in favour of respondent No.2 towards the work executed by the petitioner, but so far, the funds have not been adjusted in the GHMC account.

4. In view of the admission of the petitioner's claim of Rs.23,60,338/-, this writ petition is allowed. Respondents No.2 and 3 are directed to release the amount of Rs.23,60,338/- towards the work of construction of protection of Wall from Pochamma Temple to Kabeer Nagar Nala in Avanthi Nagar Thota, Moosapet, Ward No.117, Moosapet Circle-23, Kukatpally Zone, GHMC, executed by the petitioner pursuant to the letter of acceptance dated 01.09.2023, within a period of four (4) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in this writ petition, stand closed.

SD/-A.H.S. GOWRI SHANKAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration and Urban Development, State of Telangana, Hyderabad, Telangana State.
2. The Commissioner, Greater Hyderabad Municipal Corporation (GHMC), GHMC Head Office, CC Complex, Tank Bund Road, Hyderabad - 500 063
3. The District Collector, Medchal-Malkajgiri District, Collector and District Magistrate, Integrated District Office Complexes, Anthaipally Village, Shameerpet Mandal, Medchal-Malkajgiri District, Telangana - 500078.
4. The Deputy Commissioner, (Circle-23) Greater Hyderabad Municipal Corporation (GHMC), AG1 Colony, Moosapet Cross Road, Janta Nagar, Moosapet, Hyderabad, Telangana-500018.
5. The Excecutive Engenier, Greater Hyderabad Municipal Corporation (GHMC), AGI Colony, Moosapet Cross Road, Janta Nagar, Moosapet, Hyderabad, Telangana-500018.
6. The Divisional Accounts Officer, (DAO). 12-14-8, Chittaramma Nagar, Moosapet, Hyderabad - 500018.
7. One CC to SRI. SHASHIKANTH. B, Advocate [OPUC]
8. Two CCs to GP FOR MCPL ADMN URBAN DEV ,High Court for the State of Telangana at Hyderabad . [OUT]
9. One CC to SRI RAVI MAHENDER, SC FOR GHMC, [OPUC]
10. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad. [OUT]
11. Two CD Copies

DAN

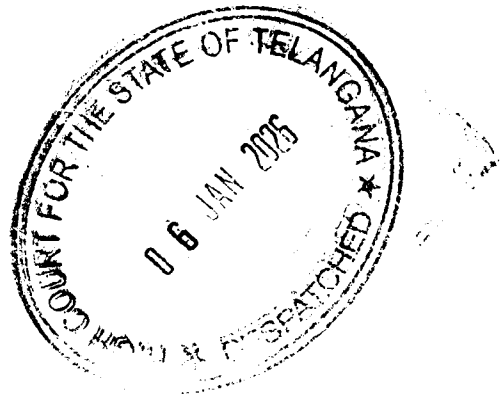
BS

HIGH COURT

DATED:30/12/2025

ORDER

WP.No.40033 of 2025



ALLOWING THE WRIT PETITION

WITHOUT COSTS

15
ASM
6/1/26.