APHC010095442026

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

MONDAY, THE 2nd DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 5215/2026

Between:

1. V3 ENTERPRISES PVT LTD, HAVING ITS REGISTERED OFFICE AT PLOT NO. W-89, MIDC SATPUR, NASIK, MAHARASHTRA - 422007 REPRESENTED BY THE AUTHORISED SIGNATORY MR. VIJAYKUMAR RAMACHANDRAN UNNITHAN

...PETITIONER

AND

1. THE STATE OF AP, REPRESENTED BY ITS SECRETARY, SCHOOL EDUCATION DEPARTMENT, INTERIM GOVERNMENT COMPLEX, VELAGAPUDI, GUNTUR DISTRICT, ANDHRA PRADESH - 522237
2. THE STATE OF ANDHRA PRADESH, REPRESENTED BY ITS SECRETARY, FINANCE DEPARTMENT, INTERIM GOVERNMENT COMPLEX, VELAGAPUDI, GUNTUR DISTRICT, ANDHRA PRADESH - 522237
3. ANDHRA PRADESH EDUCATION AND WELFARE INFRASTRUCTURE DEVELOPMENT CORPORATION APEWIDC, D. NO 7-96, SRI SAI FORTUNE HEIGHTS, VADDESWARAM, VILLAGE, TADEPALLE, GUNTUR DISTRICT, ANDHRA PRADESH - 522502 REP BY ITS MANAGING DIRECTOR
4. CHIEF ENGINEER, ANDHRA PRADESH EDUCATION AND WELFARE INFRASTRUCTURE DEVELOPMENT CORPORATION (APEWIDC) D. NO 7-96, SRI SAI FORTUNE HEIGHTS, VADDESWARAM, VILLAGE, TADEPALLE, GUNTUR DISTRICT, ANDHRA PRADESH - 522502

...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 topleased to issue a writ, order or direction one in the nature of Writ of Mandamus declaring the action of the Respondent authorities in not releasing the payments of Rs. 1,56,26,609/- (In words Rupees One Crore Fifty Six Lakhs Six Hundred and Nine only) of the petitioners against the respective agreements as being illegal, arbitrary and in violation of Articles 14, 19 and 21 of the Constitution of India and consequently direct the respondent authorities to release the outstanding payments along with interest @ 24 percent per annum 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

pleased to direct the respondent authorities to release the payments of Rs. 1,56,26,609/- (In words Rupees One Crore Fifty Six Lakhs Six Hundred and Nine only)ready to be paid vide the registered token numbers recorded on various datesand pass

IA NO: 2 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 May be pleased to grant leave o file the Counter Affidavit in W.P. No. 5215 of 2026, and to receive the same on record, and pass

Counsel for the Petitioner:

1. L ARAVIND REDDY

Counsel for the Respondent(S):

1. V CH NAIDU
2. GP FOR SCHOOL EDUCATION
3. GP FOR FINANCE PLANNING

The Court made the following:

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION No.5215 of 2026

ORDER:

1. The petitioner is aggrieved by the inaction of the respondent authorities in releasing the amount due and payable to the petitioner on account of supplying and assembling furniture as required by the respondent authority for upgrading the infrastructure and development of Government Schools under the caption Manabadi, Naadu-Nedu, a flagship programme launched by the State.

2. The learned counsel for the petitioner submits that the petitioner participated in the tenders for supply of school furniture. As the lowest tenderer, the tenders were awarded to the petitioner.

3. It is submitted that the petitioner was required to manufacture, supply, assemble, and install the furniture as per the requirements of the respondent authority at the various locations indicated by the respondent authority. The petitioner executed the work as desired by the respondent authorities and to their satisfaction. Work completion certificates were also issued by the respondent authorities; however, the respondent authorities have failed to release the amounts due payable to the petitioner.

4. It is submitted that Clause 17 of the agreement makes the respondents liable to release 90% of the bills after completion of the delivery. 2.5% of the estimated contract value is to be kept deposited till completion of the warranty liability period of five years. It is submitted that the respondent is due an amount of Rs.1,56,26,609/- towards the outstanding dues. It is also

submitted that the petitioner has remitted statutory taxes of Rs. 9 crores towards GST and Income Tax. However, the same is yet to be realised from the respondent authorities. It is submitted that the respondent authorities are neither denying the supplies nor disputing the quality of supplies; however, they are not releasing the amounts due despite admitting the liability.

5. The respondent No.2 has filed a counter and submits that as on date of filing of counter i.e., 03.08.2026, the respondents have admitted receipt of bills amounting to Rs.67,47,308/-, for which tokens were also issued and bills relating to the balance amount have not been furnished by the Commissioner, School Infrastructure. This Court, vide order dated 22.09.2026, recorded the learned counsel for the petitioner's submission that tokens for Rs.1,32,42,787/- were issued.

6. Respondent No. 2 appeared virtually on 26.10.2026 and denied the payment; he also placed on record the details of the bills for which tokens were generated on the CFMS portal, of the payments due to the petitioner.

7. The respondent No.3 has filed a counter on 14.06.2026, and it is stated that as per the STMS portal, tokens were generated for an amount of Rs.1,32,42,787/-.

8. Respondent No. 2, appearing virtually online on 26.10.2026, assured this Court that the payments due to the petitioner shall be cleared expeditiously.

9. Heard learned counsel for the petitioner, learned Assistant Government Pleader for respondent No. 2, and learned standing counsel for respondent No. 3. Perused the material on record.

10. The supplies by the petitioner are not in dispute; the petitioner was paid part of the bills raised, leaving a balance of Rs.1,56,26,609/-, which is to be cleared by the respondent authorities and credited to the petitioner's account by the competent respondent authority.

11. The finance department is claiming that bills relating to the total supplies made by the petitioner are to be received and that the bills are cleared for payment only with respect to the bills which were submitted by the Commissioner, School Infrastructure, Mangalagiri. Respondent No.3 claims that bills amounting to Rs.1,32,42,787/- have already been cleared and uploaded on the CFMS Portal. This is evident from the counter filed by Respondent No.3 on 14.06.2026.

12. Respondent No.2 filed its counter on 03.08.2026 and states that tokens were generated for bills amounting to Rs.67,47,308/-, whereas the counter of respondent No.3 states that tokens were generated for bills amounting to Rs.1,32,42,787/-. The averments in the counter filed by respondent No.2 and respondent No.3 are not in parity.

13. The respondents are evidently passing on the baton of responsibility to the various respondent departments without any valid reason. The work completion certificates *ipso facto* entitle the petitioner to payments. The counters submitted before this Court amply indicate the financial

constraints in clearing the petitioner's bills; the State's financial constraints cannot be pitted against the petitioner and render the petitioner a non-performing asset of the petitioner's bankers.

14. The State must ensure that payments due to suppliers are cleared in a time-bound manner to maintain seamless supplies from competitive and qualified suppliers and meet the State's requirements for now and in the future.

15. On these considerations, this Court is of the considered view that the writ petition deserves to be disposed, directing the respondent authorities to expedite the processing of bills and clearance of the bills due and payable to the petitioner towards the work executed and for which the completion certificates are issued by the respondent authorities. The respondents are hereby directed to complete the processing of the bills and release the bills payable to the petitioner within 12 weeks from the date of receipt of this order.

16. Accordingly, the writ petition is disposed of. There shall be no order as to costs.

As a sequel, miscellaneous petitions pending, if any, shall stand closed.

JUSTICE HARINATH.N

Dated 02.11.2026
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THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION No.5215 of 2026
Dated 02.11.2026

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