APHC010398162026

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

[3329]

MONDAY, THE 26th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 21969/2026

Between:

1. K TULASI RAM, K. TULASI RAM, S/O. NAGESWARA RAO OCC - CONTRACTOR AGE 52 YEARS, R/O. D. NO. 2-155/2, NEAR PANCHAYAT OFFICE ROAD VIDYA NAGAR, SATRAMPADU, ELURU, ELURU DISTRICT. - 534001

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, HOUSING DEPARTMENT A.P. SECRETARIAT BUILDING, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT-522238.
2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, FINANCE AND PLANNING DEPARTMENT SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT-522238
3. THE DISTRICT COLLECTOR, ELURU DISTRICT AT ELURU-534001.
4. THE JOINT COLLECTOR, ELURU DISTRICT AT ELURU-

534001.

5. THE ANDHRA PRADESH STATE HOUSING CORPORATION, PLOT NO 11 AND 12 BEHIND BSNL, TELEPHONE EXCHANGE AUTO NAGAR, VIJAYAWADA, ANDHRA PRADESH- 520007 REP BY ITS MANAGING DIRECTOR

6. THE DISTRICT HEAD, ANDHRA PRADESH STATE HOUSING CORPORATION ELURU, ELURU DISTRICT-534006

...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 toissue a Writ, Order or Direction more particularly one in the nature of Writ of MANDAMUS declaring the action of the respondents in not releasing payment for the bill to the petitioner for the work executed by him namely Construction of office of Competent Authority for Land Acquisition (CALA) building in Collectorate, Eluru, Eluru District under agreement No. 03/APSHCC/CALA/ELR/2023-24 dated 28.06.2023 for an amount of Rs. 27,78,355/- as illegal, arbitrary, malafidy, high-handed, and contrary to the procedure established by law apart from being voilative of Articles 14 and 19 (1) (g) of the Constitution of India and consequentially direct the respondents to release the payment of above bill along with interest forthwith in the interest of justice

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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 direct the respondents to pay the bill of the petitioner for the work executed by him Construction of office of Competent Authority for Land Acquisition (CALA) building in Collectorate, Eluru, Eluru District under agreement No. 03/APSHCC/CALAELR/2023-24 dated

28.06.2023 for an amount of Rs. 27,78,355/- pending disposal of the Writ Petition

Counsel for the Petitioner:

1. KAMBHAMPATI RAMESH BABU

Counsel for the Respondent(S):

1. GP FOR REVENUE
2. MALLIKHARJUNA MOORTHY K (SC FOR A.P HOUSING CORPORATION LIMITED)
3. GP FOR HOUSING
4. GP FOR FINANCE PLANNING

The Court made the following:

ORDER

1. 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 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.25,73,069/-, 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, the learned Standing Counsel for the respondents has placed on record the written instructions dated 24.10.2026, issued by the 6th respondent, admitting a net amount

of Rs.25,73,069/-, after effecting standard deductions, as payable to the petitioner. It is further stated that, vide letter dated 28.08.2025, the 3rd respondent was requested to release an amount of Rs.27,78,355/- towards the first and part bill for the value of the work executed. However, the release of funds is still awaited, and upon receipt of the same, an amount of Rs.25,73,069/- will be paid 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 and the learned Standing Counsel for the respondents, this Writ Petition is disposed of with a direction to the respondents to release the net amount of Rs.25,73,069/- to the petitioner within a period of three (03) months. No order as to costs.

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

VENKATESWARLU NIMMAGADDA, J

Dated:26.10.2026
LSP

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THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 21969/2026

Dated:26.10.2026
LSP