APHC010404702026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3329]**
(Special Original Jurisdiction)

THURSDAY, THE 29th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 22440/2026

Between:

1. NNR CONSTRUCTIONS, D.NO.1/217-1,APHB COLONY. KADAPA, YSR KADAPA DISTRICT, BEING REP. BY ITS MANAGING PARTNER P. PRAVEEN KUMAR REDDY.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, DEPARTMENT OF FINANCE AND PLANNING, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT. 522238

2. THE MANAGING DIRECTOR, ANDHRA PRADESH TOURISM DEVELOPMENT CORPORATION LIMITED, D.NO.55-17-2 TO 4, 5TH FLOOR, INDUSTRIAL ESTATE, AUTO NAGAR, VIJAYAWADA, KRISHNA DISTRICT 522238

3. THE SUPERINTENDING ENGINEER, ANDHRA PRADESH TOURISM DEVELOPMENT CORPORATION LIMITED, VIJAYAWADA, KRISHNA DISTRICT. 520007

4. THE EXECUTIVE ENGINEER, ANDHRA PRADESH TOURISM DEVELOPMENT CORPORATION LIMITED, VIJAYAWADA, KRISHNA DISTRICT. 520007

5. THE DY EXECUTIVE ENGINEER, ANDHRA PRADESH TOURISM DEVELOPMENT CORPORATION LIMITED, VIJAYAWADA, KRISHNA DISTRICT. 520007

...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 an appropriate Writ or Order or direction more particularly one in the nature of Writ of Mandamus declaring the action, things and deeds of Respondents in not paying the contract bill amount to the Petitioner i.e., Rs.39,28,940/- in respect of the work for Providing Development works at Rope way starting point and Tank Bund At Kotappakonda, Guntur District, which is illegal, irregular, arbitrary, unconstitutional, against to the Principles of Natural Justice and in violation of Articles 14 and 21 of the Constitution of India, consequently direct the Respondents to pay the total contract bill amount of Rs.39,28,940/- along with interest for the work carried by the Petitioner

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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 irect the Respondents forthwith to pay the total contract bill amount of Rs.39,28,940/- along with interest in respect of works carried by the Petitioner pending disposal of the Writ Petition

Counsel for the Petitioner:

1. MANIKANTA THOTA

Counsel for the Respondent(S):

1. SRINIVASULA REDDY VAJRALA SC FOR APTDC Ltd
2. GP FOR FINANCE PLANNING

The Court made the following:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

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ORDER:

1. The petitioner had been awarded the contract of work(s) under the subject scheme in Guntur 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.39,28,940/- (which includes all taxes), 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, learned Standing Counsel for the Corporation has placed on record the written instructions dated 28.10.2026, stating that an amount of Rs.39,28,940/-(which included all taxes) payable to the petitioner. Soon after release of budget from the Government, the bill amount of Rs.39,28,940 /- (which included all taxes) 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, learned Standing Counsel for the Corporation, this Writ Petition is disposed of, with a direction to the respondents to release the amount of Rs.39,28,940/- (which includes all taxes), to the petitioner within a period of three (3) months. No order as to costs.

6. In fact there is no admission by the Respondents either in their Written Instructions regarding the payment of interest component or by oral submissions made by the Government Pleader/Standing Counsel for Respondents. Much less, the interest component as claimed by the petitioner was neither admitted nor approved at their final bills of the respondents. Hence, in the absence of any such admission, this Court is not inclined to grant any specific amount as it admitted under the head of interest. However, the Petitioner is entitled for interest component as per the terms of Agreement if permits and also in the case of delayed payments, as per the ratio laid down by the Division Bench of this Court in W.A.No.724 of 2021. Therefore, the respondents are hereby directed to pay admitted amount within a period of three (3) months from the date of receipt of copy of this order. As far as interest is concerned, if both parties have agreed regarding the quantum of amount towards interest, the same should be paid along with admitted amount, if not, petitioner is at liberty to submit a representation or a Memo of Statement requesting for payment of interest. If petitioner is entitled for the same, after such submission of representation or Memo, the concerned

respondent authorities shall consider and pass appropriate orders after providing opportunity of hearing to both parties in case of rejection or reduction of interest amount claimed by the petitioner, within a period of four (04) months, thereafter.

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

VENKATESWARLU NIMMAGADDA, J

Date: 29.10.2026
ANS