APHC010422312026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3327]**
(Special Original Jurisdiction)

THURSDAY, THE 29th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE K. SREENIVASA REDDY

WRIT PETITION NO: 22874/2026

Between:

1. RAJANALA RAVI KUMAR, S/O. NANCHARAIAH AGE 48 YEARS, OCC CONTRACTOR R/O. D.NO.19/156, MUNUSABGARI STREET, BETHAVOLU, GUDIVADA, KRISHNA DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY TO GOVERNMENT, IRRIGATION AND COMMAND AREA DEVELOPMENT- (WATER RESOURCES) DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT.-522238
2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY TO GOVERNMENT, DEPARTMENT OF FINANCE AND PLANNING, SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT.-522238
3. EXECUTIVE ENGINEER, KRISHNA EASTERN DIVISION, VIJAYAWADA, N.T.R DISTRICT.-520002
4. DY EXECUTIVE ENGINEER, WATER RESOURCES DEPARTMENT, IRRIGATION SUB-DIVISION, KAIKALURU ELURU DISTRICT. -520002

...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 to issue a writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of respondents in non-payment of amounts of Rs. 18,97,479/- due even after finalizing the bills, payable to me after the successful execution of works covered by Work Agreement No. 24/2024-25 dated 20.07.2024 and M-Book No 7203 pursuant to the works executed for removal of weed on branch channels in Korukollu, Sanarudravaram, Pothumarru, Padamatipalem and Kalidindi under Irrigation section, Korukollu for the year 2024-25, despite clearance by the Quality Control authorities recording satisfactory execution of the works as illegal, irregular, arbitrary and violative of Articles 14, 21 and 300-A of Constitution of India and consequently direct the respondents to consider the payment of amounts due to the petitioner in respect of execution of said works forthwith

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 direct the respondents to pay the amounts payable to me for the execution of works covered by Work Agreement No. 24/2024-25 dated 20.07.2024 and M-Book No: 7203 pursuant to the works executed for removal of weed on branch channels in Korukollu, Sanarudravaram, Pothumarru, Padamatipalem and Kalidindi under Irrigation section, Korukollu for the year 2024-25, immediately pending disposal of the main writ petition

Counsel for the Petitioner:

1. PASALAPUDI SATYA HARITHA

Counsel for the Respondent(S):

1. GP FOR IRRI AND CAD
2. GP FOR FINANCE PLANNING

The Court made the following:

O R D E R

This Writ Petition is filed seeking the following relief:

> "….to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of respondents in non-payment of amounts of Rs.18,97,479/- due even after finalizing the bills, payable to me after the successful execution of works covered by Work Agreement No. 24/2024-25 dated 20.07.2024 and M-Book No 7203 pursuant to the works executed for removal of weed on branch channels in Korukollu, Sanarudravaram, Pothumarru, Padamatipalem and Kalidindi under Irrigation section, Korukollu for the year 2024-25, despite clearance by the Quality Control authorities recording satisfactory execution of the works as illegal, irregular, arbitrary and violative of Articles 14, 21 and 300-A of Constitution of India and consequently direct the respondents to consider the payment of amounts due to the petitioner in respect of execution of said works forthwith and to pass such other order…"

2. Heard learned counsel for the petitioner, the learned Assistant Government Pleader for Irrigation and the learned Assistant Government Pleader for Finance and Planning.

3. The petitioner claims to be engaged in the execution of civil works and that he was entrusted with various works on a tender basis. It is the case of the petitioner that he was awarded a contract for execution of the work viz. For removal of weed on branch channels in Korukollu, Sanarudravaram, Pothumarru, Padamatipalem and Kalidindi under Irrigation section, Korukollu . It is the case of the petitioner that he executed the work to the satisfaction of the authorities concerned, and upon completion of the work, the respondent

authorities measured the same and recorded the measurements in the Measurement Book.

4. It is the grievance of the petitioner that notwithstanding the completion of the work and its measurement by the competent authorities, the amount due towards the executed work has not been paid till date. According to the petitioner, although the work was completed long back, the respondent authorities are not releasing the admitted amount payable to him. Aggrieved by the non-payment of the said amount, the petitioner filed the present Writ Petition.

5. Learned Assistant Government Pleader for Irrigation, on written instructions received from the Executive Engineer, Krishna Eastern Division, Vijayawada-3rd respondent submits that there is no dispute with regard to the execution of the subject work by the petitioner and that the balance amount payable to the petitioner is for Rs.13,30,305/- subject to statutory deductions of Rs.1,02,088/-. The written instructions are placed on record.

6. Since the amount payable is admitted and undisputed, Writ Petition is maintainable. In ***M/s.Utkal Highways Engineers and Contractors v. Chief General Manager & Ors***[1], it was held at Para No.8 as under:

> "Be that as it may, the High Court has not dealt with the merits of the Writ Petition. Moreover, it is not an inviolable rule that no money claim can be adjudicated upon in exercise of writ jurisdiction. Non-payment of admitted dues, inter alia, may be considered an arbitrary action on the part of respondents and for claiming the same, a Writ Petition may lie. Further, throwing a Writ Petition on ground of availability of alternative remedy after 10 years, particularly, when parties have exchanged their affidavits, is not the correct course unless there are disputed questions of fact which by their very nature cannot be adjudicated upon without recording formal evidence."

[1] 2025 SCC OnLine SC 1400

7. Having regard to the fact that there is no dispute with regard to the work executed by the petitioner and the amount payable to him, and in view of the submissions of the learned Assistant Government Pleader for Irrigation, the respondent authorities are directed to pay admitted amount of Rs.13,30,305/- payable to the petitioner within a period of Eight (8) weeks from the date of receipt of a copy of this order.

8. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel thereto, the Interlocutory Applications, if any, pending in this Writ Petition, shall stand closed.

JUSTICE K. SREENIVASA REDDY

Date: 29.10.2026
MS / DS

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Writ Petition No.22874 of 2026

Date: 29.10.2026

MS