Date of reserved for orders :
Date of pronouncement :
Date of uploading :

APHC010437042026

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

FRIDAY, THE 6th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 24193/2026

Between:

1. CHODE YESU RATNAM,, S/O. JOSHI, AGED 57 YEARS, OCC. CONTRACTOR, RIO. D.NO. 4-113, AMBEDKAR STREET, ELETIPADU VILLAGE, IRAGAVARAM MANDAL, WEST GODAVARI DISTRICT. - 534320

...PETITIONER

AND

1. STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PRINCIPAL SECRETARY HOUSING DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATI, THULLUR MANDAL, GUNTUR DISTRICT. - 522238
2. STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PRINCIPAL SECRETARY FINANCE DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATI, THULLUR MANDAL, GUNTUR DISTRICT. -522238
3. A P STATE HOUSING CORPORATION LTD, 2ND FLOOR, SP RIVER VIEW BUILDING, TADEPALLI, AMARAVATI, REPRESENTED BY ITS MANAGING DIRECTOR. - 522501

4. THE DISTRICT COLLECTOR, WEST GODAVARI DISTRICT, BHIMAVARAM. - 534201

5. THE PROJECT DIRECTOR, A.P. STATE HOUSING CORPORATION LTD, WEST GODAVARI DISTRICT, BHIMAVARAM. - 534201

6. THE DISTRICT HEADHOUSING, WEST GODAVARI DISTRICT, BHIMAVARAM.- 534201

7. THE DIVISION HEAD HOUSING AND DEPUTY EXECUTIVE ENGINEER, HOUSING, NARASAPURAM DIVISION, NARASAPURAM, WEST GODAVARI DISTRICT. - 534275

...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 or any other appropriate writ or direction declaring the action of the respondents in not releasing the payments for the works of Formation of Approach Roads, Culverts, Shifting of Electrical lines and Filling of Low-lying Lands in YSR Jagananna layout colonies of West Godavari District i.e., i) Providing Approach Road to Layout in R.S.No. 75-3C of East Vipparru Village of lragavaram Mandal in West Godavari District vide Layout ID No. 053105LA112772 through M.Book No. APSHCL/001/2023-24 for an amount of Rs.4,61,219/- and ii) Formation of Approach Road to Housing Layout in R.S.No.98/1, Kavalipuram Village, Iragavaram Mandal, West Godavari District vide Layout No.053102LA112761 through M.Book No. APSHCL/002/2023-24 for an amount of Rs.4,22,582/- totaling an amount of Rs.8,83,801/- as illegal, arbitrary and violative of Art 14 and 21 of Constitution of India and consequently direct the respondent authorities to release Rs.8,83,801/- forthwith for the above said works executed by the petitioner

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 respondents to consider for payment of amount of Rs.8,83,801/- for the works executed by the petitioner for Formation of Approach Roads, Culverts, Shifting of Electrical lines and Filling of Low-lying Lands in YSR Jagananna

layout colonies of West Godavari District i.e., i) Providing Approach Road to Layout in R.S.No. 75-3C of East Vipparru Village of lragavaram Mandal in West Godavari District vide Layout ID No. 053105LA112772 through M.Book No. APSHCL/001/2023-24 for an amount of Rs.4,61,219/- and ii) Formation of Approach Road to Housing Layout in R.S.No.98/1, Kavalipuram Village, lragavaram Mandal, West Godavari District vide Layout No.053102LA112761 through M.Book No. APSHCL/002/2023-24 for an amount of Rs.4,22,582/- totaling an amount of Rs.8,83,801/- forthwith, pending disposal of the main Writ Petition

Counsel for the Petitioner:

1. RAMBABU KOPPINEEDI

Counsel for the Respondent(S):

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

The Court made the following:

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION No.24193 OF 2026

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 for a sum of Rs.8,83,801/- 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 the said amount, but 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 has placed on record the written instructions dated 06.11.2026 received from the District Head –

Housing, Krishna District, Andhra Pradesh State Housing Corporation Limited, admitting net amount of Rs.7,72,442/-, as per the M.Book, payable to the petitioner. But, the subject bill was not uploaded for payment. Soon after uploading of the bill, the said 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, this Writ Petition is disposed of with a direction to the respondents to release the net amount of Rs.7,72,442/- to the petitioner within a period of three (03) months. It would also be open to the petitioner to agitate his claim for differential amount, if any payable by the respondents, in an appropriate forum. There shall be no order as to costs. 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 four 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) weeks thereafter.

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

VENKATESWARLU NIMMAGADDA, J

Date: 06.11.2026

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THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION No.24193 OF 2026

Date:06.11.2026

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