APHC010447042026

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

TUESDAY, THE 6th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE K. SREENIVASA REDDY

WRIT PETITION NO: 24440/2026

Between:

1. G MOHAMED RAFI, S/O. SHALL SAHEB, AGED 55 YEARS, OCC - CONTRACTOR, RIO. D.NO.1-4, MAIN ROAD, DUDYALA POST, KOTHAPALLI MANDAL, KURNOOL DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS SECRETARY, IRRIGATION DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT.
2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, FINANCE DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT.
3. THE EXECUTIVE ENGINEER, APEWIDC, NANDYAL NANDYAL DISTRICT.
4. THE DEPUTY EXECUTIVE ENGINEER, APEWIDC, NANDYAL, NANDYAL DISTRICT.
5. THE ASSISTANT EXECUTIVE ENGINEER, APEWIDC, ATMAKUR, NANDYAL DISTRICT.

...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 of mandamus or any other appropriate writ or direction more particularly one in the nature of Writ of Mandamus declaring the action

of the respondents in withholding the payment of amounts even after finalizing the bills, payable to the petitioner in relation to the work of construction of Burial Ground Compound Wall at Vadlaramapuram Village, Atmakur Mandal, Nandyal District vide Agreement No.EE/NDL/2023-24 dated 03.06.2023 as illegal, arbitrary and in violation of Article 14 of the Constitution of India and consequently direct the respondents to pay an amount of Rs.17,64,096/- due to the petitioner in respect of execution of afore mentioned works forthwith

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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 take steps for paying the amount of Rs.17,64,096/- due to the petitioner in respect of the work executed by him, pending disposal of the Writ Petition

Counsel for the Petitioner:

1. GINJUPALLI SUBBA RAO

Counsel for the Respondent(S):

1. GP FOR IRRI AND CAD
2. M L NEELIMA
3. .
4. 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 of mandamus or any other appropriate writ or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in withholding the payment of amounts even after finalizing the bills, payable to the petitioner in relation to the work of construction of Burial Ground Compound Wall at Vadlaramapuram Village, Atmakur Mandal, Nandyal District vide Agreement No.EE/NDL/2023-24 dated 03.06.2023 as illegal, arbitrary and in violation of Article 14 of the Constitution of India and consequently direct the respondents to pay an amount of Rs.17,64,096/- due to the petitioner in respect of execution of afore mentioned work forthwith and 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.

3. The petitioner claims to be a registered contractor engaged in the execution of civil works and that he was entrusted with various works of the Irrigation department on a tender basis. It is the case of the petitioner that he was awarded a contract for execution of the work viz. Construction of Burial Ground Compound Wall at Vadlaramapuram Village, Atmakur Mandal, Nandyal District. 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 even after finalizing the bills. Aggrieved by the non-payment of the said amount, the petitioner filed the present Writ Petition.

5. Having regard to the fact that *in spite* of granting number of adjournments, the respondent authorities neither secured written instructions nor filed counter-affidavits, the respondent authorities are directed to verify and pay the admitted amount for the work executed by the petitioner within a period of Eight (08) weeks from the date of receipt a copy of this order. It is made clear that the petitioner shall execute an indemnity bond to the effect that in case, if it is found that the petitioner has not executed the work, he would repay the amount so paid.

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

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

JUSTICE K. SREENIVASA REDDY

Date:06.10.2026.
MS

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

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Date: 06.10.2026

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