APHC010515952024

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

MONDAY, THE 2nd DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE K. SREENIVASA REDDY

WRIT PETITION NO: 26664/2024

Between:

1. MASTHAN BABULU, SARPANCH, VENUMBAKA GRAM PANCHAYATI, D.V. SASTRAM MANDAL, TIRUPATI DISTRICT.

...PETITIONER

AND

1. THE STATE OF AP, REP. BY ITS PRINCIPAL 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 STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY (REVENUE DEPARTMENT), SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT.
4. THE DISTRICT COLLECTOR, TIRUPATI DISTRICT, TIRUPATI.
5. THE ENGINEERINCHIEF IRRIGATION, WATER RESOURCES DEPARTMENT, VIJAYAWADA.
6. THE SUPERINTENDENT ENGINEER, WATER RESOURCES DEPARTMENT, IRRIGATION CIRCLE TIRUPATI, TIRUPATI DISTRICT.
7. THE EXECUTIVE ENGINEER, WATER RESOURCES DEPARTMENT, TIRUPATI CENTRAL DIVISION, TIRUPATI, TIRUPATI DISTRICT.

8. THE CHAIRMAN, COMPREHENSIVE FINANCIAL MANAGEMENT SYSTEM (CFMS) STATE OF ANDHRA PRADESH, IBRAHIMPATNAM, VIJAYAWADA

9. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY (PANCHAYAT RAJ DEPARTMENT), SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT 522238.

10. THE DEPUTY EXECUTIVE ENGINEER, PANCHAYAT RAJ SUB-DIVISION, NAIDUPET, TIRUPATI DISTRICT 524126.

11. THE ASSISTANT ENGINEER, PANCHAYAT RAJ DEPARTMENT, D.V.SATRAM MANDAL, GUDUR DIVISION, TIRUPATI DISTRICT 524101.

12. THE CHIEF EXECUTIVE ENGINEER, P.R.I. DIVISION, GUDURU DIVISION, TIRUPATI DISTRICT 524101. RR 9 TO 12 ARE IMPLEADED AS PER COURTS ORDER DT. 09.09.2026 IN I.A.NO.1 OF 2026

...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 the Writ order or Direction more particularly in the nature of Writ of Mandamus, declaring the action of the respondents No. 4 to 8, in respect of releasing of the payment of an amount of Rs.7,58,378/-, even after finalizing the bill, payable to the petitioner in relation to the execution of work Construction of crematorium burial ground at Venumbaka D.V Sastram Mandal, Tirupati District, vide Agreement No. 161 DN/2018-19, dated 18.03.2016, as illegal, arbitary and contrary to the Principles of Natural Justice and consequently direct the respondents to release the payment of amount of Rs.7,58,378/- to the petitioner in respect of execution of work, vide Agreement No. 161 DN/2018-19, dated 18.03.2016 and to pass

IA NO: 1 OF 2024

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 to direct the respondents to release the payment of amount of Rs.7,58,378/- payable to the petitioner in respect of the execution of work vide Agreement

No. 161 DN/2018-19, dated 18.03.2016, Pending disposal of the above writ petition and to pass

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 May be pleased to implead the Proposed Respondent as Respondent No.9 to 12 in Writ Petition No. 26664 of 2024 on the file of the this Honble High Court and pass

Counsel for the Petitioner:

1. V ROOPESH KUMAR REDDY

Counsel for the Respondent(S):

1. GP FOR PANCHAYAT RAJ RURAL DEV
2. GP FOR REVENUE
3. GP FOR IRRI AND CAD
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 the Writ order or Direction more particularly in the nature of Writ of Mandamus, declaring the action of the respondents No. 4 to 8, in respect of releasing of the payment of an amount of Rs.7,58,378/-, even after finalizing the bill, payable to the petitioner in relation to the execution of work Construction of crematorium burial ground at Venumbaka D.V Sastram Mandal, Tirupati District, vide Agreement No. 161 DN/2018-19, dated 18.03.2016, as illegal, arbitary and contrary to the Principles of Natural Justice and consequently direct the respondents to release the payment of amount of Rs.7,58,378/- to the petitioner in respect of execution of work, vide Agreement No. 161 DN/2018-19, dated 18.03.2016 and to pass such other order…"

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

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 crematorium burial ground at Venumbaka D.V Sastram Mandal, Tirupati 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. 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 of 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 Interlocutory Applications, if any, pending in this Writ Petition, shall stand closed.

JUSTICE K. SREENIVASA REDDY

Date:02.11.2026.
MS / DS

HON'BLE SRI JUSTICE K. SREENIVASA REDDY

Writ Petition No:26664 of 2024

Date: 02.11.2026

MS