APHC010524022026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3457]
(Special Original Jurisdiction)

TUESDAY, THE 13th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 28628/2026

Between:

1. G. SUBHASH, S/O. GIRIYAPPA, AGED ABOUT 41 YEARS, OCC CONTRACTOR, RIO. D.NO. 12-5, E. GOLLAAHATTI VILLAGE, MADAKASIRA MANDAL, SRI SATHYA SAI DISTRICT, ANDHRA PRADESH.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, (SCHOOL EDUCATION DEPARTMENT), SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, ANDHRA PRADESH-522238.
2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, (FINANCE DEPARTMENT), SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, ANDHRA PRADESH522238.
3. THE COMMISSIONER OF SCHOOL EDUCATION, SCHOOL EDUCATION DEPARTMENT, VIDYA BHAVAN, VENKATADRI TOWERS, MANGALAGIRI, ANDHRA PRADESH-522503.
4. THE STATE PROJECT ENGINEER, SAMAGRA SHIKSHA, K.B.0 ZPHS (BOYS) PREMISES, HIGH SCHOOL ROAD, PATAMATA, VIJAYAWADA, ANDHRA PRADESH-520010.
5. THE DISTRICT COLLECTOR, SRI SATHYA SAI DISTRICT, AT PUTTAPARTHI-515134.
6. THE EXECUTIVE ENGINEER, A.P. SS (SAMAGRA SHIKSHA), PUTTAPARTHI, SRI SATHYA SAI DISTRICT-515134

...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 topleased to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in withholding the amount payable to the petitioner towards the completed works under the Maintenance and Repairs to Z.P. High Schools in

Madakasira Mandal under the Maintenance of Buildings Grant for the year 2017-18, covered by Agreement No.08/2017-18, dated 05.01.2018, relating to Maintenance and Repairs to Z.P. High School at Amidalagondi Village Agreement No.30/2017-18, dated 11.01.2018, relating to Maintenance and Repairs to Z.P. High School at Bullasamudram Village and Agreement No.46/2017-18, dated 12.02.2018, relating to Maintenance and Repairs to Z.P. High School at P. Gundumala Village, all situated in Madakasira Mandal, erstwhile Anantapur District, as illegal, arbitrary, unreasonable and violative of the rights of the petitioner, and consequently direct the respondents to release an amount of Rs. 8,08,458/- (Rupees Eight Lakhs Eight Thousand Four Hundred and Fiftyeight only) due and payable to the petitioner forthwith, together with interest at the rate of 12 percentage per annum from the date on which the said amount became due and payable till the date of actual payment, and 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 pleased to direct the respondents to release forthwith the withhold amount of Rs. 8,08,458/- (Rupees Eight Lakhs Eight Thousand Four Hundred and Fiftyeight only) due and payable to the petitioner towards the completed works under the Maintenance and Repairs to Z.P. High Schools in Madakasira Mandal under the Maintenance of Buildings Grant for the year 2017-18, covered by Agreement No.08/2017-18, dated 05.01.2018, Agreement No.30/2017-18, dated 11.01.2018, and Agreement No.46/2017-18, dated 12.02.2018, relating respectively to the Z.P. High Schools at Amidalagondi Village, Bullasamudram Village and P. Gundumala Village, all situated in Madakasira Mandal, erstwhile Anantapur District, pending disposal of the above Writ Petition, and pass

Counsel for the Petitioner:

1. BANDI SRIHARI

Counsel for the Respondent(S):

1. GP FOR REVENUE
2. GP FOR SCHOOL EDUCATION
3. GP FOR FINANCE PLANNING

THE HONOURABLE SRI JUSTICE HARINATH.N
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ORDER:

1. The petitioner is aggrieved by the action of the respondents in withholding the amount payable to the petitioner towards the completed works under the Maintenance and Repairs to Z.P. High Schools in Madakasira Mandal under the Maintenance of Buildings Grant for the year 2017-18, covered by Agreement No.08/2017-18, dated 05.01.2018, relating to Maintenance and Repairs to Z.P. High School at Amidalagondi Village Agreement No.30/2017-18, dated 11.01.2018, relating to Maintenance and Repairs to Z.P. High School at Bullasamudram Village and Agreement No.46/2017-18, dated 12.02.2018, relating to Maintenance and Repairs to Z.P. High School at P. Gundumala Village, all situated in Madakasira Mandal, erstwhile Anantapur District, as illegal, arbitrary, unreasonable and violative of the rights of the petitioner, and consequently direct the respondents to release an amount of Rs. 8,08,458/- (Rupees Eight Lakhs Eight Thousand Four Hundred and Fifty eight only).

2. The learned counsel further submits that the petitioner duly executed all the works and thereafter submitted final bills to the competent authority. A statement detailing the works executed by the petitioner was prepared, progress of the work was recorded in the M-book. However, in spite of the completion of all procedural formalities, the payment towards the completed works has not been released till date.

3. Heard the submissions of the learned counsel for the petitioner, the learned Assistant Government Pleader for School Education and learned Assistant Government Pleader for Finance Planning.

4. During the course of hearing, the learned Assistant Government Pleader appearing for the respondents, on written instructions submits that the respondents does not dispute the submissions made by the petitioner with respect to the completion of the work undertaken and that the non-payment of bills is due to paucity of funds.

5. Considering the submissions, the concerned respondents are hereby directed to verify and release the payments due payable to the petitioner as expeditiously as possible preferably within a period of six weeks from the date of receipt of a copy of this order.

6. Accordingly, the writ petition is disposed of. No costs.

   Pending miscellaneous petitions, if any, shall stand closed.

JUSTICE HARINATH.N

Date:13.10.2026
NKA
Whether the order is :
Speaking Yes/No / Reasoned Yes/No
Reportable Yes/No / Non-Reportable Yes/No

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Date: 13.10.2026

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