APHC010542072026

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: 30193/2026

Between:

1. PASUPULETI SAI BABU,, S/O. SATYANARAYANA, AGED ABOUT 64 YEARS, OCC. CONTRACTOR, R/O.18-5-211, GOWRIKONERU, PEDDAPURAM, DR. B.R.AMBEDKAR KONASEEMA DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, WATER RESOURCES DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT-522237.
2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, FINANCE AND PLANNING DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT-522237.
3. THE ENGINEERINCHIEF A W, VIJAYAWADA, NTR DISTRICT - 520003.
4. THE EXECUTIVE ENGINEER, YELERU IRRIGATION DIVISION, PEDDAPURAM, KAKINADA DISTRICT-533437..

...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 an appropriate order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not paying a sum of Rs.2,87,418/- (Rupees Two Lakhs Eighty Seven Thousand Four Hundred Eighteen Rupees only) in respect of works under Water

Resources Department of Embankment Repairs to Right Bank of Gorrikhandi at Km 1.00 in Mukkollu (V) limits in Kirlampudi (M) as illegal, irregular, arbitrary, highhanded male fide and against to the principles of natural justice and violative of fundamental rights guaranteed under Articles 14 and 21 of the Constitution of India and consequently direct the Respondents to release an amount of Rs. 2,87,418/- (Rupees Two Lakhs Eighty Seven Thousand Four Hundred Eighteen Rupees only) along with 12percent interest from the date of completion of the work to till the date of realization 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 to direct the respondents to release the admitted an amount of Rs. 2,87,418 I- (Rupees Two Lakhs Eighty Seven Thousand Four Hundred Eighteen Rupees only) in respect of works "Reverment Repairs to (OT Collapsed) on Appalaraju Calva in Somarayunipalem (V) of Kirlampudi (M)." forthwith to the Petitioner pending disposal of the above writ petition

Counsel for the Petitioner:

1. B JAYA PRABHAKARA RAO

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 an appropriate order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not paying a sum of Rs.2,87,418/- (Rupees Two Lakhs Eighty Seven Thousand Four Hundred Eighteen Rupees only) in respect of works under Water Resources Department of Embankment Repairs to Right Bank of Gorrikhandi at Km 1.00 in Mukkollu (V) limits in Kirlampudi (M) as illegal, irregular, arbitrary, highhanded male fide and against to the principles of natural justice and violative of fundamental rights guaranteed under Articles 14 and 21 of the Constitution of India and consequently direct the Respondents to release an amount of Rs.2,87,418/- (Rupees Two Lakhs Eighty Seven Thousand Four Hundred Eighteen Rupees only) along with 12% interest from the date of completion of the work to till the date of realization 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 and Planning.

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. "Embankment Repairs to Right Bank of Gorrikhandi at Km 1.00 in Mukkollu (V) limits in Kirlampudi (M)". 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 (8) 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 miscellaneous 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:30193 of 2026

Date: 29.10.2026

MS