

Date of reserved for orders :

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APHC010074712026



IN THE HIGH COURT OF ANDHRA PRADESH

AT AMARAVATI

[3457]

(Special Original Jurisdiction)

WEDNESDAY, THE 24th DAY OF JUNE 2026

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 4611/2026

Between:

1.M/S LAKSHMI DEEPAK CONSTRUCTIONS,, REP. BY ITS PROPRIETOR L SHAMINDHAR REDDY, S/O. L SUDHAKAR REDDY, AGED ABOUT 50 YEARS, OCC. CONTRACTOR, R/O. 2-141, JULAKALLU VILLAGE, GUDUR MANDAL, KURNOOL DISTRICT, PINCODE. 518482.

...PETITIONER

AND

1.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, DEPARTMENT OF MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT, PINCODE. 522238.

2.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, DEPARTMENT OF FINANCE AND PLANNING, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT, PINCODE. 522238.

3.THE COMMISSIONER AND DIRECTORATE OF MUNICIPAL ADMINISTRATION, APCRDA PROJECT OFFICE, 4TH FLOOR, RAYAPUDI POST, TULLURU MANDAL, AMARAVATI, GUNTUR DISTRICT, PINCODE. 522237.

4.THE KURNOOL MUNICIPAL CORPORATION, REP. BY ITS COMMISSIONER, KURNOOL, KURNOOL DISTRICT, PINCODE. 518001.

5.THE EXECUTIVE ENGINEER, KURNOOL MUNICIPAL CORPORATION, KURNOOL, KURNOOL DISTRICT, PINCODE. 518001.

6.THE CHIEF EXECUTIVE OFFICER, APCFSS, 3RD FLOOR, NIDHI BHAVAN, BEHIND APIIC BUILDING, MANGALAGIRI, GUNTUR

DISTRICT, PINCODE. 522503.

...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 a writ of mandamus or any other appropriate writ or direction declaring the action of the Respondents not releasing the amount of Rs.7,08,942/- vide M Book No. 506/2023-24, even after finalizing the bills, payable to the petitioner in relation to the works i.e., Construction of 450 mm disposal CC Drain near Parimala Nagar Park from D.no.76/97-447-P-81-A to 76/97-447-6-G and from Elec. Pole No.R.P.3/7 to Elec.Pole No.R.P-3/4 at Parimala Nagar 41 Ward, vide Agreement No. 178/2023-24, dated 05.10.2023 is questioned, as the same is illegal, arbitrary and consequently direct the respondents to pay for payment of amount of Rs.7,08,942/- vide M Book No. 506/2023-24 with interest @24percent per annum for the delayed amount to the petitioner in respect of execution of above-mentioned work forthwith 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 Please to direct the respondents to pay for payment of amount of Rs.7,08,942/- vide M Book No. 506/2023-24 with interest @24% per annum for the delayed amount to the petitioner in respect of execution of works i.e. Construction of 450 mm disposal CC Drain near Parimala Nagar Park from D.no.76/97- 447-P-81-A to 76/97-447-6-G and from Elec. Pole No.R.P.3/7 to Elec.Pole No.R.P-3/4 at Parimala Nagar 41 Ward, vide Agreement No. 178/2023-24, dated 05.10.2023, forthwith, pending disposal of the Writ Petition and pass

Counsel for the Petitioner:

- 1.MODAPOTHULA SUMALATHA

Counsel for the Respondent(S):

- 1.POTHAM VENGALA REDDY SC For M.Corporation in Rayalaseema region In
- 2.GP MUNICIPAL ADMN AND URBAN DEV AP
- 3.GP FOR FINANCE PLANNING

THE HONOURABLE SRI JUSTICE HARINATH.N
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ORDER:

1. The petitioners are aggrieved by the action of the respondents in not releasing the amount of Rs.7,08,942/- vide M Book No.506/2023-24, even after finalizing the bills, payable to the petitioner in relation to the works i.e., Construction of 450 mm disposal CC Drain near Parimala Nagar Park from D.No.76/97-447-P-81-A to 76/97-447-6-G and from Elec. Pole No.R.P.3/7 to Elec.Pole No.R.P-3/4 at Parimala Nagar 41 Ward, vide Agreement No. 178/2023-24, dated 05.10.2023.
2. The learned counsel further submits that the petitioner duly executed all the works and thereafter submitted final and the final bills were duly endorsed by 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 Government Pleader for Municipal Administration & Urban Development, Sri P. Vengala Reddy, learned Standing Counsel for the Municipality and the learned Assistant Government Pleader for Finance and Planning.
4. During the course of hearing, on written instructions, the learned Standing Counsel appearing for the respondents does not dispute the submissions

made by the petitioners 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 petitioners 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:24.06.2026

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