



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

**[3331]**

**TUESDAY, THE TWENTY FIRST DAY OF APRIL  
TWO THOUSAND AND TWENTY SIX**

**PRESENT**

**THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI**

**WRIT PETITION NO: 5249/2026**

**Between:**

1. CHALLA VENKATESWARLU,, S/O. LAKSHMAIAH, AGED 44 YEARS,  
OCC BUSINESS, R/O. 1-12/1, GARAPADU VILLAGE,  
PEDDAKORAPADU MANDAL, GUNTUR DISTRICT 522402

**...PETITIONER**

**AND**

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL  
SECRETARY, DEPARTMENT OF PANCHAYAT RAJ AND RURAL  
DEVELOPMENT, A.P. SECRETARIAT, VELAGAPUDI, AMARAVATHI,  
GUNTUR DISTRICT, ANDHRA PRADESH - 522 238.

2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL  
SECRETARY, FINANCE DEPARTMENT, A.P. SECRETARIAT,  
VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT, ANDHRA  
PRADESH - 522 238.

3. THE COMMISSIONER, PANCHAYAT RAJ AND RURAL  
DEVELOPMENT DEPARTMENT GOVERNMENT OF ANDHRA  
PRADESH, NH -16, TADEPALLI, GUNTUR DISTRICT. 522501

4. THE DISTRICT COLLECTOR, GUNTUR/PALANADU DISTRICT.  
522002

5. THE SUPERINTENDING ENGINEER, PANCHAYAT RAJ CIRCLE,  
GUNTUR. 522002

6.THE EXECUTIVE ENGINEER PR, PRI- DIVISION, NARASARAOPET,  
PALNADU DISTRICT. 522601

**...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, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in not releasing the bill amounts admittedly due to the petitioner despite successful completion of works as per the details mentioned in the Measurement- Book Numbers, in M-Book NO.1240/C, M-Book No.1244/C/C, M-Book No.1241/C, M-Book No. 1233/C, M- Book No. 1239/C, M-Book No. 1246/C, M-Book No. 1245/C, M-Book No. 1243/C, M-Book No. 1234/C, M-Book No. 1237/C, M-Book No. 1238/C No.1218/C, under the grant of MGNREGS and SC Sub plan grant works, for providing Internal CC Roads and Drains in SC Colony of Vutukuru Village/Gram panchayath in Krosuru Mandal, Palnadu District, with the total cost of Rs.11,08,485/-, even after completion of defect liability period and inspite of repeated requests, as illegal, arbitrary, discriminatory, unjust enrichment, violative of Articles 14, 19 and 21 of the Constitution of India, apart from being contrary to the orders of this Hon ble Court issued from time to time and consequently direct the respondents to forthwith release bill amounts admittedly due to the petitioner in respect of aforesaid works along with interest accrued thereon and pass such

**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 direct the Respondents to forthwith pay the final/Pending bill amounts payable to the Petitioner in relation to the works completed by petitioner under the grant of MGNREGS & SC Sub plan grant works, for providing Internal CC Roads and Drains in SC Colony of Vutukuru Gram panchayathA/illage in Krosuru Mandal, Palnadu District with the total cost of Rs. 11,08,485/-, pending disposal of the main Writ Petition and pass such

**Counsel for the Petitioner:**

1.USTHELA ANILKUMAR

**Counsel for the Respondent(S):**

1. GP FOR PANCHAYAT RAJ RURAL DEV
2. GP FOR FINANCE PLANNING

**The Court made the following:**

**::ORDER::**

Heard Sri Usthela Anil Kumar, learned counsel for the petitioner and Sri P. Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj and Rural Development & Finance and Planning Department, for the respondents.

2. The above writ petition was filed to declare the action of the respondents in not releasing an amount of Rs.11,08,485/-, payable to the petitioner in relation to execution of 12 works i.e. 'Providing internal CC Roads in Vutukur (V) of Krosuru Mandal' as mentioned in M-Book Nos.1240/C, 1244/C/C, 1241/C, 1233/C, 1239/C, 1246/C, 1245/C, 1243/C 1234/C, 1237/C, 1238/C and 1218/C, as illegal and arbitrary.

3. Today, when the matter is taken up for consideration, learned Assistant Government Pleader for Panchayat Raj, submitted the written instructions of the Executive Engineer, PRI Division, Narasaraopet.

4. A perusal of the said instructions would disclose that the petitioner has executed the aforementioned works and the amount payable to the petitioner is Rs.11,08,485/-. The written instructions are made as part of the record.

5. Thus, as seen from the instructions there is no dispute regarding the execution of the aforementioned works and the petitioner's entitlement for Rs.11,08,485/-. Since the amount payable is admitted and undisputed, the writ petition is maintainable. In ***M/s Utkal Highways Engineers and Contractors v. Chief General Manager & Ors***<sup>1</sup>, it was held at Para No.8 as under:

“Be that as it may, the High court has not dealt with the merits of the writ petition. Moreover, it is not an inviolable rule that no money claim

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<sup>1</sup> 2025 SCC online SC 1400

can be adjudicated upon in exercise of writ jurisdiction. Non-payment of admitted dues, inter alia, may be considered an arbitrary action on the part of respondents and for claiming the same, a writ petition may lie. Further, throwing a writ petition on ground of availability of alternative remedy after 10 years, particularly, when parties have exchanged their affidavits, is not the correct course unless there are disputed questions of fact which by their very nature cannot be adjudicated upon without recording formal evidence.”.

6. Given the instructions furnished by the Executive Engineer, PRI Division, Narasaraopet, the Writ Petition is disposed of directing the respondents to release an amount of Rs.11,08,485/- (Rupees Eleven Lakhs Eight Thousand Four Hundred and Eighty Five only) payable to the petitioner regarding execution of the aforementioned work, within three (03) months from the date of receipt of the copy of this order. No order as to costs.

As a sequel, pending miscellaneous petitions, if any, shall stand closed.

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**JUSTICE SUBBA REDDY SATTI**

Date: 21.04.2026  
IKN

**THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI**

**WRIT PETITION NO: 5249 of 2026**

Date: 21.04.2026  
IKN