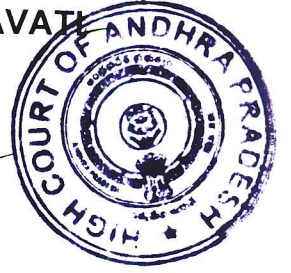


IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
(Special Original Jurisdiction)

MONDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE



PRESENT

THE HON'BLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 5765 OF 2025

Between:

Annem Chandra Sekhar Reddy, S/o. A.Pedda Nandi Reddy, Aged about 55 years, R/o.H-No 2-5-48, Satram Street, Ailagadda Village, Allagadda Mandal, Nandyal District.

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Finance and Planning Department, Secretariat, Velagapudi, Guntur District
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Panchayat Raj and Rural Development Department, Secretariat, Velagapudi, Guntur District
3. The District Collector, Kurnool District, Kurnool
4. The Superintending Engineer, Panchayath Raj Division, Nandyal, Nandyal District.
5. The Executive Engineer, Panchyat Raj Division, Nandyal, Nandyal District.
6. The G.Jambuladinne Grampanchayath, Rep.by its Secretary, Allagadda Mandal, Nandyal District.

...RESPONDENTS

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 writ, order or direction more particularly one in the nature **WRIT OF MANDAMUS**, declaring the action of the

respondents in not releasing the payment of Cumulative amount of Rs.7,47,522.14/- i.e., for the works executed by the petitioner under the Grant SDF for providing works i) Providing Internal C.C. Roads including Drainage System from MPP Special School to BT Road at G.Jambuladinne of Allagadda Mandal for an amount of Rs. 1,47,522.14/- through Agreement No.23/2018-19 dated 21.09.2018 ii) Providing Internal C.C. Roads including Drainage System from MPP Special School to BT Road at G.Jambuladinne of Allagadda Mandal for an amount of Rs.3,00,000/- through Agreement NO../2018-19 dated 4.09.2018 iii) Providing Internal C.C. Roads including side drains from Boyapalli Chandra House to D.Pedda Obulesu House and other street in G.Jambuladinne village of Allagadda Mandal for an amount of Rs.3,00,000/- through Agreement No../2018-19 dated 05.03.2018 as illegal, arbitrary, violative of Articles 14 and 19(g) of the Constitution of India and consequently direct the Respondents to forthwith release the payments of above bill amount along with interest. ✓

IA NO: 1 OF 2025 ✓

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 forthwith process and release the pending bill of Cumulative amount of Rs.7,47,522.14/- i.e., for the works executed by the petitioner under the Grant SDF for providing works i) Providing Internal C.C. Roads including Drainage System from MPP Special School to BT Road at G.Jambuladinne of Allagadda Mandal for an amount of Rs. 1,47,522.14/- through Agreement No.23/2018-19 dated 21.09.2018 ii) Providing Internal C.C. Roads including Drainage System from MPP Special School to BT Road at G.Jambuladinne of Allagadda Mandal for an amount of Rs.3,00,000/- through Agreement No../2018-19 dated: 4.09.2018 iii) Providing Internal C.C. Roads including side drains from Boyapalli Chandra House to D.Pedda Obulesu House and other street in G.Jambuladinne village of Allagadda Mandal for an amount of Rs.3,00,000/- through Agreement NO../2018-19 dated: 05.03.2018. ✓

**Counsel for the Petitioner: SRI K.NAGA PHANINDRA REPRESENTING
SRI K.RATHANGA PANI REDDY ✓**

**Counsel for the Respondent No.1: SRI PANUKU RAJESH KUMAR, ✓
ASST.GP FOR FINANCE & PLANNING**

**Counsel for the Respondent Nos.2 to 5: SRI PANUKU RAJESH KUMAR, ✓
ASST.GP FOR PANCHAYAT RAJ & RURAL DEVELOPMENT**

**Counsel for the Respondent No.6: SRI MATTEGUNTA SUDHIR, SC FOR ✓
ZPP, MPP & GRAM PANCHAYAT**

The Court made the following: ORDER



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

[3328]

MONDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA
PRASAD

WRIT PETITION NO: 5765/2025

Between:

1. ANNEM CHANDRA SEKHAR REDDY,, S/O. A. PEDDA NANDI REDDY,
AGED ABOUT 55 YEARS, R/O.H-NO 2-5-48, SATRAM STREET,
AILAGADDA VILLAGE, ALLAGADDA MANDAL, NANDYAL DISTRICT

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, FINANCE AND PLANNING DEPARTMENT,
SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT

2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, PANCHAYAT RAJ AND RURAL DEVELOPMENT
DEPARTMENT, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT

3. THE DISTRICT COLLECTOR, KURNOOL DISTRICT, KURNOOL

4. THE SUPERINTENDING ENGINEER, PANCHAYATH RAJ DIVISION,
NANDYAL, NANDYAL DISTRICT.

5. THE EXECUTIVE ENGINEER, PANCHYAT RAJ DIVISION,
NANDYAL, NANDYAL DISTRICT.

6. THE G JAMBULADINNE GRAMPANCHAYATH, REP. BY ITS
SECRETARY, ALLAGADDA MANDAL, NANDYAL DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner:

1.K RATHANGA PANI REDDY

Counsel for the Respondent(S):

1.GP FOR PANCHAYAT RAJ RURAL DEV

2.GP FOR FINANCE PLANNING

The Court made the following ORAL ORDER:

Heard Sri K. Naga Phanindra, learned Counsel appearing on behalf of Sri K. Rathanga Pani Reddy, learned Counsel for the Writ Petitioner and Sri Panuku Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj & Rural Development and Finance and Planning.

2. The prayer sought in the present Writ Petition is as follows:

"...to issue an appropriate writ, order or direction more particularly one in the nature Writ of Mandamus, declaring the action of the respondents in not releasing the payment of Cumulative amount of Rs.7,47,522.14/- i.e., for the works executed by the petitioner under the Grant SDF for providing works i) Providing Internal C.C. Roads including Drainage System from MPP Special School to BT Road at G.Jambuladinne of Allagadda Mandal for an amount of Rs.1,47,522.14/- through Agreement No.23/2018-19 dated 21.09.2018 ii) Providing Internal C.C. Roads including Drainage System from MPP Special School to BT Road at G.Jambuladinne of Allagadda Mandal for an amount of Rs.3,00,000/- through Agreement No./2018-19 dated 04.09.2018 iii) Providing Internal C.C. Roads including side drains from Boyapalli Chandra House to D.Pedda Obulesu House and other street in G.Jambuladinne village of Allagadda Mandal for an amount of Rs.3,00,000/- through Agreement No./2018-19 dated 05.03.2018 as illegal, arbitrary, violative of Article 14 and 19(g) of the Constitution of India and consequently direct the Respondents to forthwith release the payments of above bill amount along with interest and pass such other order or orders as are deemed fit and proper".

3. Sri Panuku Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj & Rural Development and Finance & Planning has submitted the Written Instruction furnished by the Executive Engineer, Panchayat Raj Division, Nandyal, dated 11.03.2025. Copy of it is also supplied to the learned Counsel for the Writ Petitioner. The same is taken on record.

4. The Written Instruction would indicate that the balance amount to be paid to the Writ Petitioner is only Rs.6,67,293/- as against the demand/claim made by the Writ Petitioner of Rs.7,47,522.14/-.

5. Sri K. Naga Phanindra, learned Counsel appearing on behalf of Sri k. Rathanga Pani Reddy, learned Counsel for the Writ Petitioner, on instructions, would submit that the Writ Petitioner is willing to accept the amount offered by the Official Respondent namely the Executive Engineer, Panchayat Raj Division, Nandyal (Respondent No.5) i.e., Rs.6,67,293/- as full and final settlement on the condition that the same be paid as expeditiously as possible.

6. Having regard to the submission made by the learned Counsel for the Writ Petitioner, this Court deems it appropriate to allow the Writ Petition in terms of the balance amount of Rs.6,67,293/- as indicated by the Official Respondents (Respondent No.5) as full and final settlement. There shall be a direction to the Official Respondents to transfer the said admitted amount of Rs.6,67,293/- to the account of the Writ Petitioner, within the period of 8 weeks from today after clearing all administrative formalities from the side of Official Respondents. The Writ Petitioner is directed to submit the details of the bank account to the Respondent No.5 within one week from today for effective compliance.

7. With these observations and directions, this Writ Petition stands allowed. No order as to costs.

8. Interlocutory Applications, if any, stand closed in terms of this order.

//TRUE COPY//

Sd/- M.RAMESH BABU
DEPUTY REGISTRAR

RB *SK*

SECTION OFFICER

To,

1. The Principal Secretary, Finance & Planning Department, State of Andhra Pradesh Secretariat, Velagapudi, Amaravati, Guntur District

2. The Principal Secretary, Panchayat Raj & Rural Development Department, State of Andhra Pradesh Secretariat, Velagapudi, Guntur District.
3. The District Collector, Kurnool District, Kurnool.
4. The Superintending Engineer, Panchayath Raj Division, Nandyal, Nandyal District.
5. The Executive Engineer, Panchayat Raj Division, Nandyal, Nandyal District.
6. The Secretary, G.Jambuladinne Grampanchayath, , Allagadda Mandal, Nandyal District.
7. One CC to Sri K.Rathanga Pani Reddy, Advocate [OPUC]
8. Two CCs to GP for Finance & Planning, High Court of Andhra Pradesh. [OUT]
9. Two CCs to GP for Panchayat Raj & Rural Development, High Court of Andhra Pradesh. [OUT]
10. One CC to Sri Mattegunta Sudhir, SC for ZPP, MPP & Gram Panchayat. [OPUC]
11. **Three CD Copies.**

gl

HIGH COURT

DATED:17/03/2025

ORDER

WP.No.5765 of 2025



**ALLOWING THE WRIT PETITION
WITHOUT COSTS**