

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

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



: PRESENT:

THE HONOURABLE SRI JUSTICE MAHESWARA RAO KUNCHEAM

WRIT PETITION NO: 6678 OF 2026

Between:

M/s. Vishwa Samudra Engineering Private Limited, A company registered under the provisions of Companies Act, 2013, Having its Registered Office at 8th and 9th Floor, Vamsiram Jyothi Valencia Road No.2, Banjara Hills, Hyderabad, Telangana - 500034. Rep by its Authorized Representative, Mr.D.Ramachandra Rao, Aged 49 years, S/o.D.Krishna Prasad.

PETITIONER

AND

1. The State of Andhra Pradesh, Rep.by its Prl.Secy, Department of Mines & Geology, Secretariat, Amaravati. - 522238
2. The Director of Mines & Geology, Andhra Pradesh, Ibrahimpatnam, Vijayawada. - 521456
3. The Deputy Director of Mines & Geology, Srikakulam.- 532001
4. The District Mines and Geology Officer, Srikakulam.- 532001
5. The Divisional Mines & Geology Officer, Tekkali, Srikakulam District. - 532203
6. The Indian Overseas Bank, Jubilee Hills Branch, Office at D.No.8/2/293/82/A/1355A & A1, Jubilee Hills, Hyderabad- 500033, Rep by its General Manager.
7. The Assistant General Manager, Indian Overseas Bank Jubilee Hills Branch, Hyderabad-500033.

RESPONDENTS

Petition under Article 226 of the Constitution of India is filed 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"

A.) Declaring the action of Respondent No.2 in failing to consider, adjudicate and pass necessary orders in the Appeal invoking Rule 35 of APMMC Rules, 1966 filed by the Petitioner vide Filing Date 11.12.2025 and Additional Grounds raised in support of the Appeal along with prayer for an ad-interim relief vide Filing Date 07.01.2026 as being illegal, arbitrary, abdication of jurisdiction, in violation of Art.14 of Constitution of India, and

B.) Declaring the action of the Respondents, more particularly, the action of Respondent No.4 herein, in issuing proceedings No.433/SF-CCC/SKLM/2023 dated 12.01.2026 seeking forfeiture of the Bank Guarantees bearing BG No.157071125000026 dated 14.11.2025 for Rs.12,91,67,083/- BG No. 157071125000027 dated 14.11.2025 for Rs.7,00,00,000/-, and BG No. 157071125000029 dated 15.11.2025 for Rs.6,00,00,000/- issued by Respondent No.6 Bank and further issuing Letter N0.433/SF-CCC/SKLM/2023 dated 24.02.2026 directing Respondent Nos.6 and 7 to remit the amounts covered under the said Bank Guarantees to the account of Respondent N0.4, pending adjudication of the Appeal filed by the Petitioner vide Filing Dates 11.12.2025 and 07.01.2026 as being illegal, arbitrary unjust, unconstitutional and in violation of Rule 35 and Rule 35-C of the APMMC Rules, 1966, and

C.) Consequently direct the Respondent No.2 to dispose/ pass appropriate orders in the Appeal filed by the Petitioner at the earliest preferably within reasonable time frame, and

D.) Consequently set aside the proceedings No.433/SF-CCC/SKLM/2023 dated 12.01.2026 and Letter No.433/SF-CCC/SKLM/2023 dated 24.02.2026 issued by the Respondent No.4 and

E.) Further Consequently direct the Respondent Nos.6 and 7 not to pay release the amounts covered under the said Bank Guarantees furnished by the Petitioner Company;

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to suspend the operation of proceedings No.433/SF-CCC/SKLM/2023 dated 12.01.2026 & Letter NO.433/SF-CCC/SKLM/2023 dated 24.02.2026 issued by the Respondent No.4, pending disposal of WP No. 6678 of 2026, on the file of the High Court.

Petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier orders of the High Court dt 10.03.2026 & 24.03.2026 made herein and upon hearing the arguments of Sri N ASHWANI KUMAR, Advocate for the Petitioner, learned GP FOR MINES & GEOLOGY for the Respondent Nos.1 to 5, and of Sri Sudha Madhuri Govindu, Advocate for Respondent Nos. 6 & 7, and the Court made the following

ORDER:

This Court, after hearing both sides extensively, has granted interim order on 10.03.2026 and the same was extended on 24.03.2026. As on today, the respondent authorities have not filed any counter.

2. Sri Y.V. Ravi Prasad, learned Senior Counsel appearing for the petitioner, submits that the petitioner has filed I.A.No.2 of 2026 on 23.03.2026 along with authentic proof of filing the appeal before the 2nd respondent authority, which is not disputed by the learned Assistant Government Pleader for Mines & Geology.

3. Thus, in view of the aforesaid facts and circumstances, the interim order granted on the earlier occasion shall stand extended by twelve (12) weeks.

4. Post after Summer Vacation-2026.

SD/-A.VIJAYA BABU
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to Sri N Ashwani Kumar Advocate [OPUC]
2. One CC to Sri Sudha Madhuri Govindu, Advocate [OPUC]
3. Two CCs to GP for Mines & Geology, High Court of Andhra Pradesh [OUT]
4. One spare copy

HIGH COURT

MRK, J

DATED: 21.04.2026

POST AFTER SUMMER VACATION - 2026

WP.No.6678 of 2026



INTERIM ORDER EXTENDED