



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

[3327]

MONDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 7303/2026

Between:

1. AVULA KUPPUSWAMY, S/O. RAMARAO, AGE 57 YEARS, D.NO.7-108, BESIDE ANDHRA BANK, SANGAMJAGARLAMUDI VILLAGE, TENALI MANDAL, GUNTUR DISTRICT, ANDHRA PRADESH.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY, DEPARTMENT OF PANCHAYAT RAJ, SECRETARIAT BUILDING, VELAGAPUDI AMARAVATHI, GUNTUR.522238

2. THE EXECUTIVE ENGINEER, PR DIVISION, TENALI MANDAL, GUNTUR DISTRICT.522201

3. THE DISTRICT COLLECTOR AND MAGISTRATE, GUNTUR DISTRICT.522004

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

...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 an appropriate Writ Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in withholding the Part-1 payments of pending amounts of

Rs.13,05,281/- (Thirteen Lakhs, Five Thousand, Two Hundred and Eighty One Rupees only), even after finalizing the bills payable to the petitioner in relation to the works i.e. 1 Providing internal CC Roads in Chebrole Grama sachivalayam-1 in Chebrole (V and M). Agreement no /2023-24, Date 07.02.2024 (Rs.6,72,396/-). 2. Construction of CC Road from karamsety Prasad (H) to Sk. Masthanvali Site in Narakoduru-1 village of chebrole mandal. (Rs.6,32,888/-) 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 to direct the respondents to forthwith consider releasing the amounts Rs.13,05,281/- (Thirteen Lakhs, Five Thousand, Two Hundred and Eighty One Rupees only) payable to the petitioner herein, pending disposal of the writ petition and pass

Counsel for the Petitioner:

1.DEVASRI ROSHAN KANCHARLA

Counsel for the Respondent(S):

1.GP FOR PANCHAYAT RAJ RURAL DEV

2.GP FOR FINANCE PLANNING

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

Writ Petition No:7303 of 2026

The Court made the following Order:

“...to issue an appropriate Writ Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in withholding the Part-1 payments of pending amounts of Rs.13,05,281/- (Thirteen Lakhs, Five Thousand, Two Hundred and Eighty One Rupees only), even after finalizing the bills payable to the petitioner in relation to the works i.e. “1. Providing internal CC Roads in Chebrole Grama sachivalayam-1 in Chebrole (V & M). Agreement no. /2023-24, Date 07.02.2024 (Rs.6,72,396/-). 2. Construction of CC Road from karamsety Prasad (H) to Sk. Masthanvali Site in Narakoduru-1 village of chebrole mandal.(Rs.6,32,888/-) and pass any other order or orders...”

2. Heard learned counsel for the petitioner and the learned Assistant Government Pleader for Panchayat Raj and Rural Development.

3. The petitioner claims to be a civil contractor. It is his case that he used to execute works of R & B Department, Panchayat Raj Department and other Government Departments. The petitioner executed two C.C road works in Chebrole Gram Sachivalayam area, Guntur District, i.e. 1. Providing internal CC Roads in Chebrole Grama sachivalayam-1 in Chebrole (V & M). Agreement no. /2023-24, Date 07.02.2024 (Rs.6,72,396/-). 2. Construction of CC Road from karamsety Prasad (H) to Sk. Masthanvali Site in Narakoduru-1 village of chebrole mandal.(Rs.6,32,888/-). The total part-I bill amount due is Rs.13,05,281/-. The works were sanctioned by the District Collector and Magistrate, Guntur District on 22.06.2023 and agreements dated 07.02.2024 were entered into with the respondents. The petitioner completed the works

within the stipulated time by 16.03.2024. The respondents verified the works, recorded them in the M-Books and prepared/finalized the bills. Despite completion of the works and finalization of bills, the respondents have not released the payment for more than one year. The petitioner borrowed money on interest to execute the works and is suffering from financial hardship due to non-payment.

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 more than two years ago, the respondent authorities have not released the admitted amount payable to him. Aggrieved by the non-payment of the said amount, the petitioner filed the present Writ Petition.

5. Learned Assistant Government Pleader, on written instructions, from the Executive Engineer(FAC), Panchayat Raj Division, Tenali-2nd respondents, submits that there is no dispute with regard to the execution of the subject works by the petitioner. According to him, the petitioner is entitled to an amount of Rs.14,30,197/- after statutory deductions such as QC recovery/withheld amount towards cost of cement, QC and withheld, aggregating to Rs.1,86,132/-, and that works executed under GGMP Grant Bills could not be processed in NIDHI portal due to Regulation of Expenditure and that after release of budget bill, the same will be processed, and seeks six

months' time for payment of the said amount. The written instructions are placed on record.

6. Having regard to the fact that there is no dispute with regard to the works executed by the petitioner and the amount payable to him, and in view of the submissions of the learned Assistant Government Pleader, the respondent authorities are directed to pay a sum of Rs.14,30,197/- (Rupees fourteen lakhs thirty thousand one hundred and ninty seven Only) to the petitioner within a period of four (04) weeks from the date of receipt of a copy of this order.

7. 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:22.06.2026
Ksj