

APHC010132612026



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

WEDNESDAY, THE 29th DAY OF JULY 2026

PRESENT

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 7382 OF 2026

Between:

1. ALURI SRINIVASARAO, S/o. Venkateswarlu, aged about 57 years, D No. 1-129A, Main Bazar, Vellala Cheruvu, Santhamaguluru Mandal, Prakasam District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Department of Panchayat Raj Rural Department (R.D-II), Secretariat, Velagapudi, Guntur District.

2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Finance Department, Secretariat, Velagapudi, Guntur District.

3. The Commissioner of Panchayat Raj Rural Development, D. No. 12-47, PVS Icon, Pathuru Cross Road, Tadepalli, Guntur District, A.P.

4. The District Collector, Ongole, Palnadu District.

5. The Executive Engineer, P.R.I P.I.U Division, Bapatla District.

6. The Deputy Executive Engineer, PRI Sub- Division, Addanki, Prakasam District.

7. The Assistant Executive Engineer, MP, Santhamaguluru, Prakasam Distric

...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 topleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction on the part of the respondents herein not releasing the total bills amount worth of Rs.8,78,798/- (Rupees Eight lakhs seventy eight thousand seven hundred and ninety eight only) with interest @ 12PERCENT p.a., under grant of GGMP (Gadapa Gadapaku Mana Prabhutvam) to the petitioner till today after completion of execution of Construction of CC Roads Various places in Vellalacheruvu (V), Santhamaguluru (M), Prakasam District, and causing heavy loss with Interest even though the work was completed within time as illegal arbitrary and violative of Article 14, 16 and 21 of the Constitution of India and consequentially direct the Respondents to release and pay the total bills amount of Rs.8,78,798/- (Rupees Eight lakhs seventy eight thousand seven hundred and ninety eight only) with Interest under grant of GGMP (Gadapa Gadapaku Mana Prabhutvam) forthwith to the petitioner 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 release and pay the total bills amount worth of Rs.8,78,798/- (Rupees Eight lakhs seventy eight thousand seven hundred and ninety eight only) with Interest under grant of GGMP (Gadapa Gadapaku Mana Prabhutvam) forthwith to the petitioner, pending disposal of the above writ petition and pass

Counsel for the Petitioner: SRINIVASA RAO NARRA

**Counsel for the Respondents: GP FOR PANCHAYAT RAJ
RURAL DEV Counsel for the Respondents:GP FOR FINANCE
PLANNING**

The Court made the following order:

THE HONOURABLE SRI JUSTICE K.SREENIVASA REDDY

WRIT PETITION NO.7382 OF 2026

ORDER:

This Writ Petition is filed under Article 226 of the Constitution of India seeking the following relief:

“...to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction on the part of the respondents herein not releasing the total bills amount worth of Rs.8,78,798/- (Rupees Eight lakhs seventy eight thousand seven hundred and ninety eight only) with interest @ 12PERCENT p.a., under grant of GGMP (Gadapa Gadapaku Mana Prabhutvam) to the petitioner till today after completion of execution of Construction of CC Roads Various places in Vellalacheruvu (V), Santhamaguluru (M), Prakasam District, and causing heavy loss with Interest even though the work was completed within time as illegal arbitrary and violative of Article 14, 16 and 21 of the Constitution of India and consequentially direct the Respondents to release and pay the total bills amount of Rs.8,78,798/- (Rupees Eight lakhs seventy eight thousand seven hundred and ninety eight only) with Interest under grant of GGMP (Gadapa Gadapaku Mana Prabhutvam) forthwith to the petitioner and pass.....”

2. Heard learned counsel for the petitioner, learned Assistant Government Pleader for Panchayat Raj and Rural Development and learned Standing Counsel appearing for the respective respondents.

3. Case of the petitioner is that he was entrusted with two CC road works in Vellalacheruvu Village, Santhamaguluru Mandal, Prakasam District, under the GGMP (Gadapa Gadapaku Mana Prabhutvam) scheme. According to him, he completed the works during the year 2023-24, the measurements were duly recorded, and a total bill amount of Rs.8,78,798/- became payable. However, despite completion of the works and repeated requests, the respondents have not released the bill amount. Aggrieved thereby, the petitioner has filed the present writ petition seeking a direction to the respondents to release the outstanding amount together with interest.

4. Learned Assistant Government Pleader for Panchayat Raj and Rural Development, on written instructions dated 21.04.2026, from the Executive Engineer, PRI PIU Division, Bapatla-5th respondent, submits that there is no dispute with regard to the execution of the subject works by the petitioner. He further submits that the petitioner is entitled to an amount of Rs.8,78,798/- after statutory deductions of Rs.1,16,244/- respectively. He further submits that as and when the funds are

received from the Government payment will be arranged to the petitioner. The written instructions are placed on record.

5. Since the amount payable is admitted and undisputed, the writ petition is maintainable. In **M/s Utkal Highways Engineer and Contractors V. Chief General Manager & Ors**¹, it was held at paragraph 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 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. 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 for Panchayat Raj and Rural Development, the respondent authorities are directed to pay a

¹ 2025 SCC online SC 1400

sum of Rs.8,78,798/- to the petitioner within a period of six (6) 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.

K.SREENIVASA REDDY, J

Date: 29.07.2026.
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THE HONOURABLE SRI JUSTICE K.SREENIVASA REDDY

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