



**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: 7446/2026

Between:

1. M/S RRR CONSTRUCTIONS, (FIRM NO.228/2019), REP. BY ITS
AUTHORIZED PERSON SIDDAVARAM GOPAL REDDY, S/O
RAMACHANDRA REDDY AGED ABOUT 62 YEARS, R/O. D.NO. 1/4,
KUNDA NELLORE VILLAGE, NANDALUR MANDAL, KADAPA
DISTRICT-516126

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL
SECRETARY, MINES AND GEOLOGY DEPARTMENT,
VELAGAPUDI, GUNTUR DISTRICT - 522 237.
2. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL
SECRETARY, REVENUE DEPARTMENT, VELAGAPUDI, GUNTUR
DISTRICT - 522 237.
3. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL
SECRETARY, PANCHAYAT RAJ AND RURAL DEVELOPMENT
DEPARTMENT, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT
- 522 237.

4. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, FINANCE DEPARTMENT, SECRETARIAT, VELAGAPUDI GUNTUR DISTRICT - 522 237.
5. THE DISTRICT COLLECTOR AND CHAIRMAN, DMF TRUST, MADANAPALLI, ANNAMAYYA DISTRICT - 517325.
6. THE DISTRICT COLLECTOR AND CHAIRMAN, DMF TRUST, KADAPA, YSR KADAPA DISTRICT - 516001.
7. THE JOINT COLLECTOR, MADANAPALLI, ANNAMAYYA DISTRICT - 517325.
8. THE JOINT COLLECTOR, KADAPA , YSR KADAPA DISTRICT - 516001.
9. THE SUB COLLECTOR, RAJAMPET, YSR KADAPA DISTRICT - 516115.
10. THE DISTRICT MINES AND GEOLOGY OFFICER AND CONVENOR, DMF TRUST FUND, MADANAPALLI, ANNAMAYYA DISTRICT - 517325.
11. THE DISTRICT MINES AND GEOLOGY OFFICER AND CONVENOR, DMF TRUST FUND, KADAPA, YSR KADAPA DISTRICT - 516001.
12. THE EXECUTIVE ENGINEER, RWS AND S DIVISION, RAJAMPETA, YSR KADAPA DISTRICT ERSTWHILE ANNAMAYYA DISTRICT - 516115.
13. THE DEPUTY EXECUTIVE ENGINEER, RWS AND S SUB-DIVISION, RAJAMPET, YSR KADAPA DISTRICT ERSTWHILE ANNAMAYYA DISTRICT - 516115.
14. THE ASSISTANT EXECUTIVE ENGINEER, RWS AND S, NANDALUR, YSR KADAPA DISTRICT ERSTWHILE ANNAMAYYA DISTRICT - 516150.

...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 nature of Writ of Mandamus declaring by the action of the respondents in not paying bills for an amount of Rs.1081654-00 for the works executed by me by work name Providing Bore, Pump Set, Pipe Line and all its accessories to Kunda Nellore H/o Kunda Nellore G.P in Nandalure Mandal vide Agreement No.97/2023-24, dated 15-11-2023 under the DMF Grant, M Book NO.73-A/2019 for an amount of Rs.10,81,654-00 as arbitrary, illegal, contrary to the settled legal position apart from being violative of fundamental rights guaranteed to the petitioner under Articles 14, 19 and 21 of the Constitution of India and consequently direct the respondents to pay an amount of Rs.10,81,654-00 for the works executed by me by work name Providing Bore, Pump Set, Pipe Line and all its accessories to Kunda Nellore H/o Kunda Nellore G.P in Nandalure Mandal vide Agreement No.97/2023- 24, dated 15-11-2023 under the DMF Grant, M Book No.73-A/2019 for an amount of Rs. 10,81,654-00 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 direct the respondents to pay an amount of Rs.10,81,654-00 for the works executed by me by work name "Providing Bore, Pump Set, Pipe Line and all its accessories to Kunda Nellore H/o Kunda Nellore G.P in Nandalure Mandal " vide Agreement No.97/2023-24, dated 15-11-2023 under the DMF Grant, M Book NO.73-A/2019 for an amount of Rs.10,81,654-00 and pass

Counsel for the Petitioner:

1. RAMESH N

Counsel for the Respondent(S):

1. GP FOR PANCHAYAT RAJ RURAL DEV
2. GP FOR REVENUE
3. GP FOR MINES AND GEOLOGY
4. GP FOR FINANCE PLANNING

The Court made the following:

::ORDER::

Heard Sri Ramesh N., learned counsel for the petitioner; learned Assistant Government Pleader for Mines and Geology Department, for respondents 1, 10 and 11; learned Assistant Government Pleader for Revenue for respondents 2 and 5 to 9; Sri P. Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj and Rural Development and Finance for respondents 3, 4 and 12 to 14.

2. The above writ petition was filed to declare the action of the respondents in not releasing the amount of Rs.10,81,654/- payable to the petitioner in relation to the work executed i.e. 'Providing Bore, Pump Set, Pipe Line and all its accessories to Kunda Nellore, H/o Kunda Nellore Gram Panchayat in Nandalure Mandal, pursuant to agreement No.97/2023-24, dated 15.11.2023, as illegal and arbitrary.

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

4. A perusal of the said instructions would disclose that the petitioner has executed the aforementioned work for a total value of Rs.8,28,539/- and the amount payable to the petitioner, after QC recovery/statutory deductions of Rs.69,675/-, is Rs.7,58,864/-. The written instructions are made as part of the record.

5. Learned counsel for the petitioner endorses the same.

6. Thus, as seen from the instructions there is no dispute regarding the execution of the aforementioned works and the petitioner's entitlement for amount of Rs.7,58,864/-. 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***¹, 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 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.”

7. Given the instructions furnished by the Executive Engineer, PRI Division, Kandukur, the Writ Petition is disposed of directing the respondents to release an amount of Rs.7,58,864/- (Rupees Seven Lakhs Fifty Eight Thousand Eight Hundred and Sixty Four only) payable to the petitioner regarding execution of aforementioned work, within three (03) months from the date of receipt of the copy of this order. No costs.

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

JUSTICE SUBBA REDDY SATTI

Date: 21.04.2026
IKN

¹ 2025 SCC online SC 1400

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

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Date: 21.04.2026
IKN