



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

WEDNESDAY, THE 12th DAY OF AUGUST 2026

PRESENT

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI
WRIT PETITION NO: 7579 OF 2026



Between:

Sri. Guduru Sudheer, S/o.Raghunadha Reddy, Aged 52 years,D.No.5-3-10. West street, Sri Venkateswara Theater, Naidupet, SPSR Nellore District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Department of Irrigation, Secretariat Building, Velagapudi, Amaravathi, Guntur.522238
2. The Executive Engineer, W.R.D. Nellore central division,Nellore, SPSR NelloreDistrict.524001
3. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Finance and Planning, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District. 522238

...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 of Writ of Mandamus declaring the action of the Respondents in withholding the payments of pending amounts Rs.4,90,801/- (Rupees Four Lakhs Ninety Thousand Eight Hundred and One only) even after finalizing the bills payable to the petitioner in relation to the works i.e., Deslting and removal of weed to Pynapuram T.S.C, Mamidipudi Sluice channel in MuthukurMandal of SPSR Nellore District Agreement No. 198/DN/2020-21, dt. 19.10.2020 as bad illegal, arbitrary, improper, unjust and against the

Article 21 of Constitution of India and consequently direct the respondents to pay the amounts Rs.4,90,801/- (Rupees Four Lakhs Ninety Thousand Eight Hundred and One only) with interest @ 24 percent per annum for the delayed amount till date of realization for the works executed by the petitioner and pass any other order or orders as this Honble Court may deem fit and proper in the facts and circumstances of the case.

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed 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 amounts Rs.4,90,801/- (Rupees Four Lakhs Ninety Thousand Eight Hundred and One only) payable to the petitioner herein, pending disposal of the writ petition.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri DEVASRI ROSHAN KANCHARLA Counsel for the Petitioner, GP FOR IRRI AND CAD for the Respondent Nos. 1 & 2, GP FOR FINANCE PLANNING for the Respondent No.3 and the Court made the following.

ORDER:

The above writ petition was filed to declare the action of respondents in not releasing an amount of Rs.4,90,801/- to the petitioner, in relation to the work i.e., Deslting and removal of weed to Pynapuram T.S.C, Mamidipudi Sluice channel in Muthukur Mandal, SPSR Nellore District, vide Agreement No.198/DN/2020-21 dated 19.10.2020, as illegal and arbitrary.

The writ petition was initially listed on 18.03.2026 and, at the request of the learned counsel appearing for the respondents, the matter was adjourned for filing a counter affidavit/getting written instructions. Thereafter, on 21.04.2026, 15.07.2026 and 29.07.2026, the matter was adjourned at the request of the learned Assistant Government Pleader for filing a counter affidavit/getting instructions.

However, the counter affidavit/written instructions have not been filed so far.

As per Rule 12(i)(a) of the Writ Proceedings Rules counter affidavit is to be filed within 120 days from the date of service of notices, as

substituted by amendment vide ROC No.2689/SO/2016, A.P Gazettee No.10 dated 08.05.2017.

Today, when the matter is taken up for consideration, learned Assistant Government Pleader for Irrigation seeks further time to file counter affidavit/ written instructions.

List the matter on 19.08.2026.

If the counter-affidavit/written instructions are not filed by the next date of hearing, the 2nd respondent shall appear before the Court, along with entire record.

SD/- L.MANJULA

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Executive Engineer, W.R.D. Nellore Central Division, Nellore, SPSR Nellore District.524001 (by SPEED POST to appear before court)
2. One CC to SRI. DEVASRI ROSHAN KANCHARLA Advocate [OPUC]
3. Two CCs to GP FOR IRRI AND CAD High Court of Andhra Pradesh [OUT]
4. Two CCs to GP FOR FINANCE PLANNING High Court of Andhra Pradesh [OUT]
5. One spare copy

HIGH COURT

SRS, J

DATED:12/08/2026

LIST THE MATTER ON 19.08.2026

ORDER

WP NO. 7579 OF 2026

APPEARANCE

