

APHC010184372026



**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: 10482 OF 2026

Between:

1. MANDULA ADI SESHIAH, S/o. Pedda Seshiah Age 50 years,
Occ Contractor R/o. D. No. 4-36, Ramalayam Street, Veera
Badrapuram Yarragondapalem Mandal, Markapur District-523327.

...Petitioner

AND

1. THE STATE OF ANDHRA PRADESH, rep. by its Principal
Secretary to Government, Panchayat Raj and Rural Development
Department, Secretariat Velagapudi, Amaravati, Guntur District-
522238

2. The State of Andhra Pradesh, Rep. by its Principal Secretary,
Finance and Planning Department Secretariat, Velagapudi,
Amaravati, Guntur District-522238

3. xThe Engineer inChief, Panchayat Raj and Rural Development
Department Vijayawada, NTR District-520002

4. The District Collector, (Panchayat Wing) Markapur, Markapur District-523316
5. The Executive Engineer, P.R. Division, Markapur Markapur District-523316.
6. The Deputy Executive Engineer, PRI Sub Division Yerragondapalem, Markapur District-523327

...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 action of the respondents in not releasing payment for the bill to the petitioner for the work executed by him namely i.e. i) Providing Internal CC Road from Bandi Papaiah house to Athukuri Chinna Ramana Reddy house in Veerabhadrapuram V and GP of Yerragondapalem Mandal for an amount of Rs. 4,53,816/-, ii) Providing internal CC Road from Talluri Mantramma house to Sunkari Venkateswarlu house in Veerabhadrapuram V and GP of Yerragondapalem Mandal for an amount of 4,56,938/-, iii) Providing internal CC road from Garren Balisetty house to Dongari Subbaiah house in Veerabhadrapuram V and GP of Y.palem Mandal for an amount of Rs. 4,58,249/- and iv) Providing internal CC road from Lingram Peraiah house to Ankamma Temple in Veerabhadrapuram V and GP of Yerragondapalem Mandal for an amount of Rs. 4,56,938/- (Total amount of Rs. 18,25,941/-) as illegal, arbitrary, malafidy, high-handed, and contrary to the

procedure established by law apart from being violative of Articles 14 and 19 (1) (g) of the Constitution of India and consequentially direct the respondents to release the payment of above bill along with interest forthwith in the interest of justice 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 may be pleased to direct respondents to pay the bill of the petitioner for the work executed by him i.e. i) Providing Internal CC Road from Bandi Papaiah house to Athukuri Chinna Ramana Reddy house in Veerabhadrapuram V& GP of Yerragondapalem Mandal for an amount of Rs. 4,53,816/-, ii) Providing internal CC Road from Talluri Mantramma house to Sunkari Venkateswarlu house in Veerabhadrapuram V & GP of Yerragondapalem Mandal for an amount of Rs. 4,56,938/-, iii) Providing internal CC road from Garren Balisetty house to Dongari Subbaiah house in Veerabhadrapuram V & GP of Y.palem Mandal for an amount of Rs. 4,58,249/- and iv) Providing internal CC road from Lingram Peraiah house to Ankamma Temple in Veerabhadrapuram V & GP of Yerragondapalem Mandal for an amount of Rs. 4,56,938/-(Total amount of Rs. 18,25,941/-) pending disposal of the Writ Petition and to pass

Counsel for the Petitioner: KAMBHAMPATI RAMESH BABU

**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.10482 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 action of the respondents in not releasing payment for the bill to the petitioner for the work executed by him namely i.e. i) Providing Internal CC Road from Bandi Papaiah house to Athukuri Chinna Ramana Reddy house in Veerabhadrapuram V and GP of Yerragondapalem Mandal for an amount of Rs. 4,53,816/-, ii) Providing internal CC Road from Talluri Mantramma house to Sunkari Venkateswarlu house in Veerabhadrapuram V and GP of Yerragondapalem Mandal for an amount of 4,56,938/-, iii) Providing internal CC road from Garren Balisetty house to Dongari Subbaiah house in Veerabhadrapuram V and GP of Y.palem Mandal for an amount of Rs. 4,58,249/- and iv) Providing internal CC road from Lingram Peraiah house to Ankamma Temple in Veerabhadrapuram V and GP of Yerragondapalem Mandal for an amount of Rs. 4,56,938/- (Total amount of Rs. 18,25,941/-) as illegal, arbitrary, malafidy, high-handed, and contrary to the procedure established by law apart from being violative of Articles 14 and 19 (1) (g) of the Constitution of India and consequentially direct the respondents to release the payment of above bill along with interest forthwith in the interest of justice and pass.....”

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

3. Case of the petitioner is that respondent No.5 entrusted four CC road works on nomination basis to the petitioner in his capacity as the Chairman of the Habitation Works Committee, Veerabhadrapuram. According to him, he completed the works in accordance with the agreement, and the respondents recorded the Measurement Books, approved the bills, and quantified the amount payable at Rs.18,25,941/-. 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 23.04.2026, from the Assistant Executive Engineer(FAC), PR Division, Markapur, 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.14,40,398/- after statutory deductions of Rs.2,01,057/- and that proposals for release of grant were submitted to the authorities concerned, and sought time for payment of the said amount. The written instructions are placed on record.

6. 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”.

7. 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

¹ 2025 SCC online SC 1400

Assistant Government Pleader for Panchayat Raj and Rural Development, the respondent authorities are directed to pay a sum of Rs.14,40,398/- to the petitioner within a period of six (6) weeks from the date of receipt of a copy of this order.

8. 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

WRIT PETITION NO.10482 OF 2026

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