



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

[3457]

FRIDAY, THE 3rd DAY OF JULY 2026

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 12379/2026

Between:

1.B C P VENKATA SUBBAIAH, S/O B.C.M SUBBANNA, AGED ABOUT 57 YEARS, D. NO 6-325-12-5, VINAKAYA NAGAR,PRODDATUR ROAD, MYDUKUR MANDAL, S. MYDUKUR, CUDDAPAH, YSR KADAPA DISTRICT.

...PETITIONER

AND

1.THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY FINANCE AND PLANNING DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT. 522237

2.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATI, ANDHRA PRADESH. 522237

3.MYDUKUR MUNICIPAL CORPORATION, REP BY ITS COMMISSIONER, YSR KADAPA DISTRICT, ANDHRA PRADESH. 516175

4.THE ASSISTANT ENGINEER, MYDUKUR MUNICIPAL CORPORATION, YSR KADAPA DISTRICT, ANDHRA PRADESH. 516175

5.THE ASSISTANT PAY AND ACCOUNTS OFFICER, (WORKS AND ACCOUNTS), KADAPA, YSR KADAPA DISTRICT. 516004

...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 Writ or Order or a direction, more particularly in the form of writ of mandamus, declaring the action of the Respondents in not making payment of Rs. 3,68,074/- (Rupees three lakhs sixty eight thousand seventy four rupees only) due to the petitioner for the execution of works in Mydukur Municipality- ASC Grant 2019-2020 - Supply of tankers with water tankers 5000 liters capacity (hire basis) for transportation of water in unserved areas (ward 4th, 17th and 13th) including cost of diesel, wages of diver and repairs charges etc., of Mydukur Municipality vide Agreement dated 02.07.2019, as highly illegal, arbitrary and in violation of the Article 14 and 21 of the Constitution of India and consequently direct the Respondents to make the payment of aforementioned amount forthwith along with interest @ 24 per P.A., to the petitioner and pass

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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 the Respondents to pay an amount Rs. 3,68,074/- (Rupees three lakhs sixty eight thousand seventy four rupees only) due to the petitioner for the execution of works in "Mydukur Municipality- ASC Grant 2019- 2020 - Supply of tankers with water tankers 5000 liters capacity (hire basis) for transportation of water in unserved areas (ward 4th 17th and 13th) including cost of diesel, wages of diver and repairs charges etc., of Mydukur Municipality" vide Agreement dated 02.07.2019", pending disposal of the main Writ Petition.

Counsel for the Petitioner:

1.S DUSHYANTH REDDY

Counsel for the Respondent(S):

1.GP FOR FINANCE PLANNING

2.GP MUNICIPAL ADMN AND URBAN DEV AP

The Court made the following:

ORDER:-

The learned counsel for the petitioner submits that the petitioner was entrusted with the execution of the work Mydukur Municipality- ASC Grant 2019-2020 - Supply of tankers with water tankers 5000 liters capacity (hire basis) for transportation of water in unserved areas (ward 4th, 17th and 13th) including cost of diesel, wages of diver and repairs charges etc., of Mydukur Municipality vide Agreement dated 02.07.2019.

2. It is submitted that the petitioner had completed the work entrusted to him and that the competent authority of the respondents had also approved the payments due and payable to the petitioner. The respondents have also recorded the progress of the work and the amounts due and payable to the petitioner in the M-Book. It is submitted that the competent respondent authority has certified the quality of the work completed by the petitioner and has also issued a Quality Control Certificate. The check slip was also prepared for release of the payments. However, the respondents are yet to release the amounts due and payable to the petitioner.

3. Heard the submissions of the learned counsel for the petitioner, the learned Government Pleader for Municipal Administration and Urban Development Department, Sri G.Lakshmi Narayana, learned Standing Counsel for the respondent Corporation, and the learned Assistant Government Pleader for Finance and Planning.

4. During the course of hearing, the learned Standing Counsel appearing for the respondent Corporation submits that the work has been completed and that the petitioner has also submitted the final bills and the amounts due and payable to the petitioner have been duly admitted. It is submitted that further funds are awaited and that, soon after the release of the funds, the bills due and payable to the petitioner shall be cleared.

5. Recording the submissions, this writ petition is disposed of at the admission stage, directing the respondents to verify and release the payments due and payable to the petitioner as expeditiously as possible, preferably within a period of four (04) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

Dt: 03.07.2026
SR

JUSTICE HARINATH.N