

APHC010340562025



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



**MONDAY, THE FOURTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE**

PRESENT

HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 17258 OF 2025

Between:

Narra Murali Krishna, S/o. Venugopala Rao Aged about 60 years, Occ:
Contractor, R/o. D.No. 3-34, near Ramalayam, Old Kurumaddali,
Pamaru Mandalam, Krishna District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary to Government Irrigation and CAD Water Resources Department, Secretariat Buildings, A.P. Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The District Collector Irrigation Wing, Krishna District at Machilipatnam.
3. The Engineer-in-Chief, Minor and Major Irrigation Department Government of Andhra Pradesh, Irrigation Bhavan, Vijayawada, N.T.R. District,
4. The Superintending Engineer, Superintending Engineer Irrigation 86 Water Resources Department, Irrigation Circle Office, Vijayawada, N.T.R. District.
5. The Executive Engineer, Water Resources Department, K.E.Division , Vijayawada, N.T.R, District.

6. The Commissioner, Command Development Authority (CAD) Water Resources Department, Government of Andhra Pradesh, Vijayawada, N.T.R. District.
7. The State of Andhra Pradesh, Rep. by its Principal Secretary, Finance Department, Secretariat Buildings, Velagapudi, Amaravati, Guntur District.

...Respondents

Petition under Article 226 of the Constitution of India is filed 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 declare the inaction on part of the respondents herein not releasing the final bills amount worth of total an amount of Rs.16,37,810/- Agreement No.17/2023-24, dated 19.06.2023 and D.R.No. 40/2023-24, dt. 24.05.2023 with interest of execution of completion of O M works under Irrigation Department as per agreement to the petitioner till today and causing heavy loss with interest even though total work was completed as per the agreement as illegal, arbitrary and violative of Articles 14, 16 and 21 of the Constitution of India and consequentially to direct the respondents releasing the final bill of total amount worth of Rs.16,37,810/- for execution of completion of Irrigation works under Irrigation Department as per agreement to the petitioner forthwith.

IA NO: 1 OF 2025

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 releasing the Final Bill amount of Rs.16,37,810/- Agreement No.17/2023-24, dated 19.06.2023 and D.R.No. 40/2023-24, dt. 24.05.2023 for execution of completion of Irrigation works under Irrigation Department as per agreement to the petitioner forthwith, pending disposal of the above writ petition.

— Counsel for the Petitioner: SRI PAMARTHI KAMESWARA RAO

Counsel for the Respondent Nos. 1 to 6: GP FOR IRRI AND CAD

Counsel for the Respondent No. 7: GP FOR FINANCE PLANNING

— The Court made the following order:



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

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**MONDAY, THE FOURTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 17258/2025

Between:

1.NARRA MURALI KRISHNA,, S/O. VENUGOPALA RAO AGED ABOUT 60 YEARS, OCC CONTRACTOR, R/O. D.NO. 3-34, NEAR RAMALAYAM, OLD KURUMADDALI, PAMARRU MANDALAM, KRISHNA DISTRICT.

...PETITIONER

AND

- 1.THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY TO GOVERNMENT IRRIGATION AND CAD WATER RESOURCES DEPARTMENT, SECRETARIAT BUILDINGS, A.P. SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT.
- 2.THE DISTRICT COLLECTOR IRRIGATION WING, KRISHNA DISTRICT AT MACHILIPATNAM.
- 3.THE ENGINEERINCHIEF, MINOR AND MAJOR IRRIGATION DEPARTMENT GOVERNMENT OF ANDHRA PRADESH, IRRIGATION BHAVAN, VIJAYAWADA, N.T.R. DISTRICT,
- 4.THE SUPERINTENDING ENGINEER, SUPERINTENDING ENGINEER IRRIGATION 86 WATER RESOURCES DEPARTMENT, IRRIGATION CIRCLE OFFICE, VIJAYAWADA, N.T.R. DISTRICT.

- 5.THE EXECUTIVE ENGINEER, WATER RESOURCES DEPARTMENT, K.E.DIVISION , VIJAYAWADA, N.T.R, DISTRICT.
- 6.THE COMMISSIONER, COMMAND DEVELOPMENT AUTHORITY (CAD) WATER RESOURCES DEPARTMENT, GOVERNMENT OF ANDHRA PRADESH, VIJAYAWADA, N.T.R. DISTRICT.
- 7.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, FINANCE DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.

...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 an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declare the inaction on part of the respondents herein not releasing the final bills amount worth of total an amount of Rs.16,37,810/- Agreement No.17/2023-24, dated 19.06.2023 and D.R.No. 40/2023-24, dt. 24.05.2023 with interest of execution of completion of O M works under Irrigation Department as per agreement to the petitioner till today and causing heavy loss with interest even though total work was completed as per the agreement as illegal, arbitrary and violative of Articles 14, 16 and 21 of the Constitution of India and consequentially to direct the respondents releasing the final bill of total amount worth of Rs.16,37,810/- for execution of completion of Irrigation works under Irrigation Department as per agreement to the petitioner forthwith and to pass

IA NO: 1 OF 2025

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 releasing the Final Bill amount of Rs.16,37,810/- Agreement No.17/2023-24, dated 19.06.2023 and D.R.No. 40/2023-24, dt. 24.05.2023 for execution of completion of Irrigation works under Irrigation Department as per agreement to the petitioner forthwith, pending disposal of the above writ petition and to pas

Counsel for the Petitioner:

1.PAMARTHI KAMESWARA RAO

Counsel for the Respondent(S):

1.GP FOR IRRI AND CAD

2.GP FOR FINANCE PLANNING

The Court made the following:

ORDER:

This writ petition is filed under Article 226 of the Constitution of India seeking the following relief:-

"....to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declare the inaction on part of the respondents herein not releasing the final bills amount worth of total an amount of Rs.16,37,810/- Agreement No.17/2023-24, dated 19.06.2023 and D.R.No.40/2023-24, dated 24.05.2023 with interest of execution of completion of O&M works under Irrigation Department as per agreement to the petitioner till today and causing heavy loss with interest even though total work was completed as per the agreement as illegal, arbitrary and violative of Articles 14, 16 and 21 of the Constitution of India and consequentially to direct the respondents releasing the final bill of total amount worth of Rs.16,37,810/- for execution of completion of Irrigation works under Irrigation Department as per agreement to the petitioner forthwith...."

2. The petitioner has executed the works in the Irrigation and Water resources, Panchayat Raj and R&B Departments. The Government has administratively sanctioned the works in favour of the petitioner for an estimated amount of Rs.16,37,810/- vide Agreement No.17/2023-24, dated 19.06.2023. Upon completion of the said works, the respondents prepared a final bill for an amount of Rs.16,44,327/-. However, as the payment of the said amount has not been made by the respondents, the petitioner has approached this Court and filed the present writ petition.

3. It is the contention of the petitioner that even though the respondents admitted that the petitioner is entitled for payment of the aforesaid amount, no payment is being made.
4. Heard learned counsel for the petitioner as well as learned Government Pleader for Irrigation.
5. The learned Government Pleader for Irrigation, on instructions, has admitted the final bill amount payable to the petitioner and has requested this Court to fix a period of two (2) months for payment of the said amount to the petitioner.
6. In view of the submission made by the learned Government Pleader for Irrigation, the Writ Petition is disposed of by directing the respondents to release the final bill amount of Rs.16,44,327/- to the petitioner within a period of two (2) months from the date of receipt of a copy of this order. There shall be no order as to costs.

As a sequel, Interlocutory Applications pending, if any, in this Writ Petition, shall stand closed.

//TRUE COPY//

Sd/- B. CHITTI JOSEPH
DEPUTY REGISTRAR

SECTION OFFICER

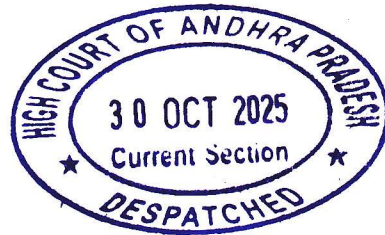
To,

1. The Principal Secretary to Government, Irrigation and CAD Water Resources Department, State of Andhra Pradesh, Secretariat Buildings, A.P. Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The District Collector Irrigation Wing, Krishna District at Machilipatnam.
3. The Engineer-in-Chief, Minor and Major Irrigation Department

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4. The Superintending Engineer, Superintending Engineer Irrigation 86
Water Resources Department, Irrigation Circle Office, Vijayawada,
N.T.R. District.
 5. The Executive Engineer, Water Resources Department, K.E.Division ,
Vijayawada, N.T.R, District.
 6. The Commissioner, Command Development Authority (CAD) Water
Resources Department, Government of Andhra Pradesh, Vijayawada,
N.T.R. District.
 7. The Principal Secretary, Finance Department, State of Andhra Pradesh,
Secretariat Buildings, Velagapudi, Amaravati, Guntur District.
 8. One CC to Sri. Pamarthi Kameswara Rao Advocate [OPUC]
 9. Two CCs to GP for Irrigation and CAD, High Court of Andhra Pradesh
[OUT]
 10. Two CCs to GP for Finance Planning, High Court of Andhra
Pradesh [OUT]
 11. Two CD Copies
GSC

HIGH COURT
DATED:04/08/2025

ORDER
WP NO. 17258 OF 2025



DISPOSING THE WP
WITHOUT COSTS