

(SHOW CAUSE NOTICE BEFORE ADMISSION) ✓
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI ✓
(SPECIAL ORIGINAL JURISDICTION) ✓

MONDAY, THE TWELFTH DAY OF AUGUST ✓
TWO THOUSAND AND TWENTY FOUR ✓

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA ✓
WRIT PETITION NO: 17653 OF 2024 ✓

Between:

P Padda Raju, S/o Krishnam Raju, aged about 32 years, Occ: Contractor,
R/o.D.No.2-180, Merlapalem Village, Atreyapuram Mandal,
Dr.B.R.Ambedkar Konaseema District. ✓

Petitioner ✓

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Roads and Buildings (R & B) Department Secretariat, Velagapudi, Amaravathi, Thullur Mandal, Guntur District.
2. The State of Andhra Pradesh, rep. By its Principal Secretary, Finance Department, Secretariat, Velagapudi, Amaravathi Thullur Mandal, Guntur District.
3. The Chief Engineer (R & B) Department, Managing Director, APRDC, 5th Floor, R & B Head Office in State Building, M.G. Road, Vijayawada, N.T.R.District.
4. The Superintending Engineer(R & B), R & B Circle, Eluru , Eluru District.
5. The Executive Engineer, R & B Division, Bhimavaram, West Godavari District.

Respondents

WHEREAS the Petitioner above named through his Advocate Sri ANNAMNEEDI BALAKRISHNA presented this 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 the nature of WRIT OF MANDAMUS or any other appropriate writ or direction declaring the action of the respondents in not releasing the payment for the work i.e., 1) Maintenance of MDR Roads in (R & B) Section, Bhimavaram for the year 2023-24 for an amount of Rs.10,82,714/- vide M.Book.No.6511A through the Agreement DR. No.72/2023-24, dated 21.08.2023, 2) Ordinary Maintenance of Tanuku - Bhimavaram Road from Km 25.450 to 37.030 in (R & B) Section Palakoderu for the year 2023-24 for an amount of Rs.5,28,881/- vide M.Book.No.6212A vide agreement dated 19.12.2023, 3) Maintenance of MDR Roads in (R & B) Section Palakoderu for the year 2023-24 for an amount of Rs.9,02,414/-vide M.Book.No.6531A through Agreement DR No.73/2023-24 dated 21.08.2023 and 4) Ordinary Maintenance of SH Roads in (R & B) Section, Bhimavaram for the year 2023-24 for an amount of Rs.22,77,212/- vide M.Book.No.6469A vide agreement dated 19.12.2023, for an total pending amount of Rs.47,91,221/-, as illegal, arbitrary and violative of Art 14 and 21 of Constitution of India and consequently direct the respondent authorities to release for the pending final bills forthwith for the above said works executed by the petitioner;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri ANNAMNEEDI BALAKRISHNA Advocate for the Petitioner and of GP FOR FINANCE for the Respondent No.2 and of GP FOR ROAD AND BUILDINGS for the Respondent Nos.1 & 3 to 5, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted. You viz:

1. The Principal Secretary, Roads and Buildings (R & B) Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi, Thullur Mandal, Guntur District.

2. The Principal Secretary, Finance Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi Thullur Mandal, Guntur District.
3. The Chief Engineer (R & B) Department, Managing Director, APRDC, 5th Floor, R & B Head Office in State Building, M.G. Road, Vijayawada, N.T.R.District.
4. The Superintending Engineer(R & B), R & B Circle, Eluru , Eluru District.
5. The Executive Engineer, R & B Division, Bhimavaram, West Godavari District.

are be and hereby directed to show cause either appearing in person or through an Advocate as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted within three weeks.

The Court made the following ORDER:

"Notice before admission.

At request of the learned counsel for the respondents, for filing counter, list the matter after three (03) weeks."

Sd/- M. PRABAKAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. The Principal Secretary, Roads and Buildings (R & B) Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi, Thullur Mandal, Guntur District.
2. The Principal Secretary, Finance Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi Thullur Mandal, Guntur District.

3. The Chief Engineer (R & B) Department, Managing Director, APRDC, 5th Floor, R & B Head Office in State Building, M.G. Road, Vijayawada, N.T.R.District. **[Addresses 1 to 3 by SPL. MESSENGER]**
4. The Superintending Engineer(R & B), R & B Circle, Eluru , Eluru District.
5. The Executive Engineer, R & B Division, Bhimavaram, West Godavari District. **(Addresses 4 & 5 by RPAD)**
6. One CC to SRI. ANNAMNEEDI BALAKRISHNA, Advocate [OPUC]
7. Two CCs to GP FOR FINANCE, High Court of Andhra Pradesh. [OUT]
8. Two CCs to GP FOR ROAD AND BUILDINGS, High Court of Andhra Pradesh. [OUT]
9. **One spare copy**

ER

HIGH COURT

NV, J

DATED:12/08/2024

LIST THE MATTER AFTER THREE (03) WEEKS

NOTICE BEFORE ADMISSION

WP.No.17653 of 2024

