

[3332]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(SPECIAL ORIGINAL JURISDICTION)

THURSDAY, THE THIRTIETH DAY OF APRIL

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 18027 OF 2024



Between:

M/S. APR Construction Ltd And Pvr Projects Ltd(JV), Rep. by its Project Manager, Pachipala Kotareddy, S/o P. Bali Reddy, Aged about 66 Flat No.404,5th Floor,Bhan Enclave; Sundar Nagar, Erragadda, Hyderabad

Petitioner/s

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Department of Irrigation. Secretariat Building, Velagapudi, Amaravathi, Guntur.
2. The Superintending Engineer, Irrigation Circle .Nellore, SPSR Nellore District.
3. The Executive Engineer, Nellore Central Division, Nellore, SPSR Nellore District.
4. The State of Andhra Pradesh, Rep. by its Principal Secretary Department of Finance and Planning Secretariat Buildings, Velagapudi, Amaravathi, 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 declaring the action of the Respondents in withholding the payments of pending amounts of Rs. 67,23,70,461/- (Sixty Seven Crores Twenty Three Lakhs, Seventy Thousand, Four Hundred and

Sixty One Rupees only) vide CFMS Token Details-2023-2597676, even after finalizing the bills payable to the petitioner in relation to the works i.e. "Major Irrigation-Nellore District-Modernization of pennar Delta-System - Investigation, Designs, Drawings ,Estimation and contrition of all the following works duly getting approval from the competent authority including repairs Reconstruction of all existing Structres/New Constructions on the following channels including maintenance of the same for a period of two years completion of the works etc., a) Providing lining in cement concrete to 26 Distributaries ad minors of Southern Channel System, B)Providing lining in Cement concrete to 26 Distributaries and minors of Eastern cannel and Allur Tank Supply Channel, c) Providing lining in cement concrete to 38 Distributaries and minors of Jaffer Saheb Canal System ,d) providing lining in Cement Concrete to. 34 Distributaries and minors of Survepalli canal System sanctioned vide GO.Ms.No.24 dated 10.02.2009.

IA NO: 1 OF 2024

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the respondents to forthwith consider releasing the amounts payable to the petitioner herein, Pending disposal of WP 18027 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI VENKAT CHALLA, Advocate for the Petitioner, learned GP FOR IRRIGATION for the Respondent Nos.1 to 3, learned GP FOR FINANCE & PLANNING for the Respondent No.4, the Court made the following

ORDER:

"Perusal of the counter of respondent No.3- Executive Engineer, it was categorically stated that the bills have been uploaded, however they were returned by the CFMS authorities on administrative grounds based on technical requirement and the agency cannot dispute this fact and

has agreed to carry out certain maintenance works whenever the hurdles noticed by the department engineers.

Having stated so in the counter, learned Assistant Government Pleader contends that an additional counter is required to be filed, as vigilance enquiry is going on.

It is very surprise to note how such a counter has been filed, when a vigilance enquiry is pending.

Hence, the Principal Secretary, Department of Irrigation, is directed to look into the said aspect as to how such a counter has been filed during the pendency of the vigilance enquiry and to report whether the vigilance enquiry is pending at the time of filing counter.

Post on 02.07.2026."

//TRUE COPY//

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Department of Irrigation, Secretariat Building, Velagapudi, Amaravathi, Guntur, State of Andhra Pradesh (BY SPECIAL MESSENGER)
2. One CC to SRI. VENKAT CHALLA Advocate [OPUC]
3. Two CCs to GP FOR IRRIGATION COMM AREA DEV ,High Court Of Andhra Pradesh. [OUT]
4. Two CCs to GP FOR FINANCE & PLANNING, High Court of Andhra Pradesh. [OUT]
5. One spare copy

KJ

HIGH COURT

RC,J

DATED:30/04/2026

POST ON 02.07.2026

ORDER

WP.No.18027 of 2024

INTERIM DIRECTION

