

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(SPECIAL ORIGINAL JURISDICTION)

WEDNESDAY, THE SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 19180 OF 2024

Between:

B.Siva Ram Reddy, S/o. Ravindranath Reddy, age 49 years, R/o. D.No. 1/183, R.Tummalapalli Village, Pulivendula Mandal YSR Kadapa District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Panchayath Raj Department, A.P. Secretariat Building, Velagapudi, Amaravathi.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Finance Department, A.P. Secretariat Building, Velagapudi, Amaravathi.
3. The District Collector, YSR Kadapa District.
4. The Chief Engineer, Panchayath Raj Department, Vijayawada, Krishna District.
5. The Superintending Engineer, PRI Division, Kadapa, YSR Kadapa District.
6. The Executive Engineer, PRI Division, Pulivendula, YSR Kadapa 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 declaring the action of the respondents in not releasing the payments for the works executed by the petitioner (i) Construction of Compound Wall to Chennakesava Swamy



Temple in Madur (V and GP) of Thondur Mandal in YSR Kadapa through the Agreement No. /2023-24, dated 21.08.23 for an amount of Rs. 13,09,460/- and (ii) Construction of Road dam to Thelluru Vanka at Thelluru (V and GP) of Thondur Mandal in YSR Kadapa District through the Agreement No. /2023-24, dated 01.05.23 for an amount of Rs.34,82,929/- cumulative amount for the two works an amount of Rs.47,92,389/-, as illegal, arbitrary and contrary to law and un constitution and violation of Article 14 of Constitution of India and consequently direct the respondents to release an amount of Rs.47,92,389/- with 18% per annum to the petitioner in respect of the execution of aforementioned works forthwith.

IA NO: 1 OF 2024

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 to release an amount of Rs.47,92,389/- with interest at 18% for the work executed by the petitioner (i) Construction of Compound Wall to Chennakesava Swamy Temple in Madur (V&GP) of Thondur Mandal in YSR Kadapa through the Agreement No. /2023-24, dated 21.08.23 for an amount of Rs. 13,09,460/- and (ii) Construction of Road dam to Thelluru Vanka at Thelluru (V&GP) of Thondur Mandal in YSR Kadapa District through the Agreement /2023-24, dated 01.05.23 for an amount of Rs.34,82,929/-, Pending disposal of WP 19180 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 SMT. MARELLA RADHA Advocate for the Petitioner, and of Sri Kochiri Rama Rao, Government Pleader for Panchayat Raj & Rural Development for Respondent Nos.1 & 3 to 6, and of Government Pleader for Finance, for Respondent No.2, and the Court made the following

ORAL ORDER:

“Heard Smt. Marella Radha, learned Counsel for the Writ Petitioner and Sri Kochiri Rama Rao, learned Government Pleader for Panchayat Raj & Rural Development.

2. Sri K. Rama Rao learned Government Pleader has submitted the Written Instructions furnished by the Executive Engineer, PRI Division, Pulivendula, dated 27.03.2025 along with certain documents. Copies of it are supplied to the Counsel for the Writ Petitioner and the same are taken on record.
3. The said documents disclose that the District Collector vide Proceedings dated 16.02.2025 has addressed a Letter to the Principal Secretary to Government, Home Department, seeking a Vigilance Enquiry in several works that were executed in the Pulivendula Area Development Agency (PADA) and the Enquiry is pending.
4. In this view of the matter, let Counter-Affidavit be filed with four weeks. Three weeks thereafter for filing Re-joinder.
5. In compliance with the Order of this Court dated 25.03.2025, Sri C.V. Subba Reddy, Chief Engineer, Panchayat Raj Department, Vijayawada (Respondent No.4) Sri G.V. Sreenivasa Reddy, Superintending Engineer, PRI Division, Kadapa (Respondent No.5) and Sri M. Syama Sundar Raju, Executive Engineer, PRI Division, Pulivendula (Respondent No.6) are present.
6. This Court, having interacted with them, deems it appropriate to dispense with their presence. It is ordered accordingly. They have rendered an unconditional apology for not rendering Written Instructions, and the same is accepted.
7. List the matter on 02.07.2025.”

SD/-SK MD RAFI
ASSISTANT REGISTRAR


SECTION OFFICER

//TRUE COPY//

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To,

1. The Principal Secretary, Panchayath Raj Department, State of Andhra Pradesh, A.P. Secretariat Building, Velagapudi, Amaravathi.
2. The Principal Secretary, Finance Department, State of Andhra Pradesh, A.P. Secretariat Building, Velagapudi, Amaravathi.
3. The District Collector, YSR Kadapa District.
4. The Chief Engineer, Panchayath Raj Department, Vijayawada, Krishna District.
5. The Superintending Engineer, PRI Division, Kadapa, YSR Kadapa District.
6. The Executive Engineer, PRI Division, Pulivendula, YSR Kadapa District. **(Addresses 1 to 6 by RPAD)**
7. One CC to SMT. MARELLA RADHA, Advocate [OPUC]
8. Two CCs to GP FOR PANCHAYAT RAJ, High Court of Andhra Pradesh. [OUT]
9. Two CCs to GP FOR FINANCE, High Court of Andhra Pradesh. [OUT]
10. **One spare copy**

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HIGH COURT

GRKP,J

DATED:02/04/2025

LIST THE MATTER ON 02.07.2025

ORDER

WP.No.19180 of 2024

DISPENSE WITH

