

APHC010408562025



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

TUESDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HON'BLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 21244 OF 2025



Between:

G Sai Pavan Kalyan, S/o.Sai Surya Raviteja Aged 27 years, Occ. Civil Contractor, R/o.H.No.4-162/7, Flat No.401, Raghurama Residency, Gowthami Nagar, Vatiuru, Eluru, Eluru District, Erstwhile West Godavari District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration Department, Secretariat Buildings, at Velagapudi, Amaravati, Andhra Pradesh.
2. The Eluru Municipal Corporation, Rep. by its Commissioner, Eluru, Eluru District.
3. The Executive Engineer, Municipal Corporation, Eluru, Eluru District.
4. The Director, Works & Accounts Department, Anjaneya Towers, Ibrahimpatnam, Vijayawada Krishna District, Andhra Pradesh.

...Respondents

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 a Writ of Mandamus or any other appropriate Writ, Direction or Order questioning the action of the respondents in not paying pending admitted bills

for an amount of Rs. 13,41,289/- for the work "Construction of Multipurpose Community Hall (Sri Kalinga Sankshema Sangham, Haripriya Nagar, Venkatapuram)" in favour of the petitioner even though completed in the year 2023-24 the entire work within stipulated time is illegal and arbitrary and violative of Articles 14, 16 and 21 of constitution of India and consequently direct the respondents to clear the admitted bills pertaining to the above work.

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 to pay the admitted bills for the tender work "Construction of Multipurpose Community Hall (Sri Kalinga Sankshema Sangham, Haripriya Nagar, Venkatapuram)" for an amount of Rs.13,41,289/- in favor of the petitioner, pending disposal of Writ Petition.

Counsel for the Petitioner: SRI M K RAJ KUMAR

**Counsel for the Respondent No.1: GP FOR MUNICIPAL ADMN URBAN
DEV**

**Counsel for the Respondent Nos. 2 to 3: SRI A S C BOSE (SC FOR
MUNICIPAL CORPORATIONS)**

Counsel for the Respondent No.4: GP FOR FINANCE & PLANNING

The Court made the following order:



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

[3457]

TUESDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 21244/2025

Between:

1.G SAI PAVAN KALYAN, S/O.SAI SURYA RAVITEJA AGED 27 YEARS, OCC. CIVIL CONTRACTOR, R/O.H.NO.4-162/7, FLAT NO.401, RAGHURAMA RESIDENCY,GOWTHAMI NAGAR, VATIURU, ELURU, ELURU DISTRICT, ERSTWHILE WEST GODAVARI DISTRICT.

...PETITIONER

AND

- 1.THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY, MUNICIPAL ADMINISTRATION DEPARTMENT SECRETARIAT BUILDINGS, AT VELAGAPUDI, AMARAVATI, ANDHRA PRADESH.
- 2.THE ELURU MUNICIPAL CORPORATION, REP. BY ITS COMMISSIONER, ELURU, ELURU DISTRICT.
- 3.THE EXECUTIVE ENGINEER, MUNICIPAL CORPORATION, ELURU ELURU DISTRICT.
- 4.THE DIRECTOR, WORKS ACCOUNTS DEPARTMENT, ANJANEYA TOWERS, IBRAHIMPATNAM, VIJAYAWADA KRISHNA DISTRICT, ANDHRA PRADESH.

...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 topleased to issue a writ, order or direction more particularly one in the nature of a Writ of Mandamus or any other appropriate Wirt, Direction or

Order questioning the action of the respondents in not paying pending admitted bills for an amount of Rs. 13,41,289/- for the work Construction of Multipurpose Community Hall (Sri Kalinga Sankshema Sangham, Haripriya Nagar, Venkatapuram) in favour of the petitioner even though completed in the year 2023-24 the entire work within stipulated time is illegal and arbitrary and violative of articles 14, 16 and 21 of constitution of India and consequently direct the respondents to clear the admitted bills pertaining to the above work and pass s

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Counsel for the Petitioner:

1.M K RAJ KUMAR

Counsel for the Respondent(S):

1.GP MUNICIPAL ADMN AND URBAN DEV AP

The Court made the following:

Order:-

Learned counsel for the petitioner submits that the petitioner has executed the work entrusted by the respondent-corporation and submitted the final bills. It is submitted that the competent authority has recorded the progress of the work and certified the same in the M-Book. It is further submitted that, in all, an amount of Rs. 13,41,289/- is due and payable by the respondents to the petitioner. Though the progress of the work was recorded in the M-Book, no amount has been forthcoming.

2. Heard the learned counsel for the petitioner, the learned Assistant Government Pleader for Municipal Administration and Urban Development; the learned Assistant Government Pleader for Finance & Planning, and the learned Standing Counsel for the respondent-corporation.

3. Considering the submissions, the respondent Nos.2 to 4 are hereby directed to verify and release the payments due 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.

4. Accordingly, the Writ Petition is disposed of. No costs.

5. Pending miscellaneous petitions, if any, shall stand closed.

Sd/- V.DIWAKAR
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration Department Secretariat Buildings, at Velagapudi, Amaravati, Andhra Pradesh.
2. The Commissioner, Eluru Municipal Corporation, Eluru, Eluru District.
3. The Executive Engineer, Municipal Corporation, Eluru Eluru District.
4. The Director, Works Accounts Department, Anjaneya Towers, Ibrahimpatnam, Vijayawada Krishna District, Andhra Pradesh.

- 
5. One CC to Sri M K Raj Kumar Advocate [OPUC]
 6. One CC to Sri A S C Bose (SC for Municipal Corporations), Advocate [OPUC]
 7. Two CCs to GP for Muncipal Admn Urban Dev, High Court of Andhra Pradesh [OUT]
 8. Two CCs to GP for Finance & Planning, High Court of Andhra Pradesh [OUT]
 9. Two CD Copies

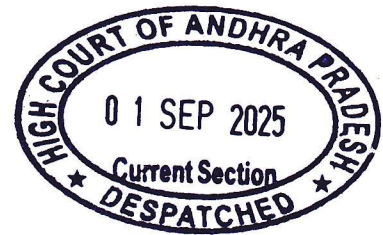
TF

HIGH COURT

DATED:12/08/2025

ORDER

WP NO. 21244 OF 2025



DISPOSING OF THE W.P., WITHOUT COSTS