



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



WEDNESDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 22203 OF 2024

Between:

M/s YVR and Company, Rep by its Managing partner Y.V. Ratnam,
S/o. Satyanarayana Murthy, Aged about 58 years, Occ: Contractor,
MIGIIA114 Gullalapalem Colony, Sriharipuram Visakhapatnam.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary,
Department of Municipal Administration and Urban Development,
Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Greater Visakhapatnam Municipal Corporation, Rep. by its
Commissioner, Visakhapatnam, Visakhapatnam District.
3. The Executive Engineer-III, O/o. Municipal Corporation,
Visakhapatnam, Visakhapatnam District.
4. The State of Andhra Pradesh, Rep. by its Principal Secretary,
Department of Finance and Planning, Secretariat Buildings,
Velagapudi, Amaravathi, Guntur District. ✓

...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 of mandamus or any other appropriate writ or direction

declaring the action of the Respondents in withholding the payment of Rs. 16,43,459/- (CFMS No.2023-2287295) even after finalizing the bills, payable to the petitioner in relation to the works i.e., Renewal of BT road from D.No.9-21-13 to 9-21-5, D.No.9-19-4/1 to Opp Tycoon Hotel Road and D.No.9-26-5/1 to Timpany ICSE School, CBM compound in ward no.27 of Zone - III of GVMC) vide Agreement No. 127/2023- 24/E.E.III, Dt.02.08.2023 respectively, is questioned, as the same is illegal, arbitrary and consequently direct the respondents to consider payments of Rs. 16,43,459/- (CFMS No.2023-2287295) with interest @12 percentage per annum for the delayed amount to the petitioner in respect of the execution of above-mentioned work.

IA NO: 1 OF 2024

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 consider for payment of Rs. 16,43,459/- (CFMS No.2023-2287295) with interest @ 12% per annum for the delayed amount to the petitioner in respect of execution of work i.e. "Renewal of BT road from D.No.9-21-13 to 9-21-5, D.No.9- 19-4/1 to Opp Tycoon Hotel Road and D.No.9-26-5/1 to Timpany ICSE School, CBM compound in ward no.27 of Zone - III of GVMC)" vide Agreement No. 127/2023-24/E.E.III, Dt.02.08.2023.

Counsel for the Petitioner: SRI SURESH KUMAR REDDY KALAVA

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

Counsel for the Respondent Nos. 2 and 3: SRI A S C BOSE SC FOR MUNICIPAL CORPORATION

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]

WEDNESDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 22203/2024

Between:

1.YVR AND COMPANY, REP BY ITS MANAGING PARTNER Y.V.
RATNAM, S/O. SATYANARAYANA MURTHY, AGED ABOUT 58
YEARS, OCC CONTRACTOR, MIGIIA114 GUIIALAPALEM COLONY,
SRIHARIPURAM VISAKHAPATNAM.

...PETITIONER

AND

- 1.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, DEPARTMENT OF MUNICIPAL ADMINISTRATION
AND URBAN DEVELOPMENT, SECRETARIAT BUILDINGS,
VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT.
- 2.THE GREATER VISAKHAPATNAM MUNICIPAL CORPORATION,
REP. BY ITS COMMISSIONER, VISAKHAPATNAM,
VISAKHAPATNAM DISTRICT.
- 3.THE EXECUTIVE ENGINEER III, O/O. MUNICIPAL CORPORATION,
VISAKHAPATNAM, VISAKHAPATNAM 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 a writ of mandamus or any other appropriate writ or direction declaring the action of the Respondents in withholding the payment of Rs. 16,43,459/- (CFMS No.2023-2287295) even after finalizing the bills, payable to the petitioner in relation to the works i.e., Renewal of BT road from D.No.9-21-13 to 9-21-5, D.No.9-19-4/1 to opp Tycoon Hotel Road and D.No.9-26-5/1 to Timpany ICSE School, CBM compound in ward no.27 of Zone - III of GVMC) vide Agreement No. 127/2023- 24/E.E.III, Dt.02.08.2023 respectively, is questioned, as the same is illegal, arbitrary and consequently direct the respondents to consider payments of Rs. 16,43,459/- (CFMS No.2023-2287295) with interest @12 percentage per annum for the delayed amount to the petitioner in respect of the execution of above-mentioned work forthwith and pass

IA NO: 1 OF 2024

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 consider for payment of Rs. 16,43,459/- (CFMS No.2023-2287295) with interest @ 12% per annum for the delayed amount to the petitioner in respect of execution of work i.e. "Renewal of BT road from D.No.9-21-13 to 9-21-5, D.No.9- 19-4/1 to opp Tycoon Hotel Road and D.No.9-26-5/1 to Timpany ICSE School, CBM compound in ward no.27 of Zone - III of GVMC)" vide Agreement No. 127/2023-24/E.E.III, Dt.02.08.2023 and pass

Counsel for the Petitioner:

1. SURESH KUMAR REDDY KALAVA

Counsel for the Respondent(S):

1. J DILEEP KUMAR

2. GP MUNICIPAL ADMN AND URBAN DEV AP

3. GP FOR FINANCE PLANNING

The Court made the following:

Order:

Learned counsel for the petitioner submits that the petitioner has executed work vide agreement No.127/2023-24/E.E.III, dated 02.08.2023, as entrusted by the 2nd respondent-Corporation and submitted final bills. It is submitted that the competent authority has also recorded the progress of work and certified the work in the M-Book. It is submitted that, in all, an amount of Rs.16,43,459/- is due and payable by the respondents to the petitioner. It is submitted that the bills were also uploaded in the CFMS Portal. However, no amounts have been forth coming.

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 and 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 six (06) 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.

//TRUE COPY//

**Sd/- K.KASI RAO ACHARI
ASSISTANT REGISTRAR**

SECTION OFFICER

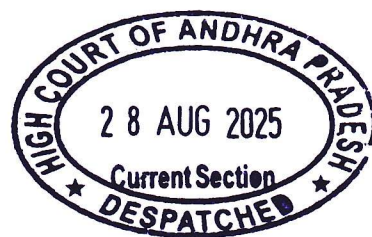
To,

1. The Principal Secretary, Department of Municipal Administration and Urban Development, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Commissioner, Greater Visakhapatnam Municipal Corporation, Visakhapatnam, Visakhapatnam District.

3. The Executive Engineer -III, O/o. Municipal Corporation, Visakhapatnam, Visakhapatnam District.
 4. The Principal Secretary, Department of Finance and Planning, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
 5. One CC to Sri. Suresh Kumar Reddy Kalava Advocate [OPUC]
 6. One CC to Sri. A S C Bose SC for Municipal Corporation [OPUC]
 7. Two CCs to GP For Finance Planning, High Court of Andhra Pradesh [OUT]
 8. Two CCs to GP For Municipal Admin and Urban Development, High Court of Andhra Pradesh [OUT]
 9. Two CD Copies
- GSC

HIGH COURT
DATED:06/08/2025

ORDER
WP NO. 22203 OF 2024



DISPOSING THE WP
WITHOUT COSTS