

[3331]

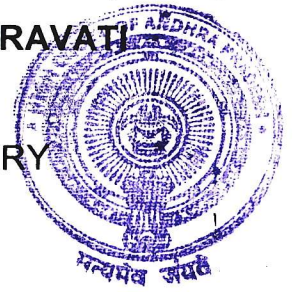
**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

**TUESDAY, THE SEVENTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 23059 OF 2024



Between:

1. M/s. K. Ramalinga Raju Infra Projects, 1-0, Behind Ranga Motors, Near RTO Office, KL Puram, Vizianagaram, Vizianagaram District. Rep. by its Managing Partner Kosuri Ramalinga Raju.
2. Kosuri Ramalinga Raju, S/o. Jagannadha Raju, aged 68 years, Occ: Contractor, R/o. H.No. 1-46-1/2/3, MVP Colony, Tennis Park, Visakhapatnam, Visakhapatnam District.

Petitioner

AND

1. State of Andhra Pradesh, Represented by its Principal Secretary, Panchayat Raj and Rural Water Supply Department, Secretariat Buildings, Velagapudi, Thullur Mandal, Amaravati, Guntur District.
2. State of Andhra Pradesh, Represented by its Principal Secretary, School Education (EC) Department, Secretariat Buildings, Velagapudi, Thullur Mandal, Amaravati, Guntur District.
3. State of Andhra Pradesh, Represented by its Principal Secretary, Finance Department, Secretariat, Velagapudi, Amaravati, Thullur Mandal, Guntur District.
4. The Engineer-in-Chief, Rural Water Supply Department, Gollapudi, Vijayawada.
5. The Director of works and Account Officer, Nidhi Bhavan, Mangalagiri IT Park, Behind APIIC Building, Mangalagiri, Guntur District.
6. The District Collector, Vizianagaram District, Vizianagaram.

7. Superintending Engineer, Rural Water Supply and Sanitation RWS & S Circle, Vizianagaram, Vizianagaram District.
8. Executive Engineer, Rural Water Supply and Sanitation RWS & S, Division, Vizianagaram, Vizianagaram 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 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 finalizing and not paying bills for Rs.91,71,312/- for the works executed by the Petitioners i.e.. Laying of pipeline for drinking water supply from the Gostani river to Sainik School campus. Korukonda, Vizianagaram District through the Agreement No. /2020-21, dated 01-03-2021 for an amount of Rs.91,71,312/- illegal, arbitrary and violative of Art 14 and 21 of Constitution of India and consequently direct the respondents to finalize the bills for the works executed by the petitioners and to pay the entire bill amounts in respect of execution of above-mentioned work 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 respondents to finalize and pay the bills for the works executed by the Petitioners and record the same as Pass order in Measurement Book forthwith for the works executed and completed by the Petitioners i.e.. Laying of pipeline for drinking water supply from the Gostani river to Sainik School campus, Korukonda, Vizianagaram District through the Agreement No. /2020-21, dated 01-03-2021 for an amount of Rs.91,71,312/-, Pending disposal of WP 23059 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 Rambabu Koppineedi, Advocate for the Petitioners, GP for Panchayat Raj &

Rural Development for the Respondent Nos.1, 4, 6 to 8, GP for School Education for Respondent No.2 and of GP for Finance & Planning for Respondent No.3 and the Court made the following

ORDER

The above writ petition was filed to declare the action of respondents in not releasing the amount of Rs.91,71,312/-, in relation to the work executed by the petitioners, as illegal and arbitrary.

Initially, the writ petition was listed on 14.10.2024. Thereafter, the matter underwent nearly eight adjournments. However, the respondents neither filed the counter-affidavit nor obtained instructions.

Rule 12 of the Writ Proceedings Rules, prescribes 120 days from the date of service of notices, for filing of the counter-affidavit, as substituted by the amendment vide ROC No.2689/SO/2016, A.P Gazettee No.10 dated 08.05.2017. However, the counter-affidavit is not filed so far.

Sri Rajesh, learned Assistant Government Pleader seeks further time.

List the matter on 03.03.2026.

This Court makes it clear that if the respondent authorities fail to file counter-affidavit / to get proper instructions, by the next date of hearing, respondent No.7 shall appear before this Court along with entire record.

Sd/-G.HELNA NAIDU
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. Superintending Engineer, Rural Water Supply and Sanitation RWS & S Circle, Vizianagaram, Vizianagaram District. **(By Speed Post)**
(Conditional Appearance)
2. One CC to SRI. RAMBABU KOPPINEEDI, Advocate [OPUC]

3. Two CCs to GP FOR PANCHAYAT RAJ RURAL 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**

ADP

HIGH COURT

SRS,J

DATED: 17/02/2026

LIST THE MATTER ON 03.03.2026

ORDER

WP.No.23059 of 2024

CONDITIONAL APPEARANCE

