

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

FRIDAY, THE EIGHTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA
CONTEMPT CASE NO: 4234 OF 2024



Between:

1. Sri Datta Sai Constructions, Rep by its Managing partner, B B Appa Rao S/o Pardesi Naidu, Age- 59 Yrs D No 46917/1, Law Sons bay Colony, Visakhapatnamam.

...Petitioner

AND

1. SRI K KANNA BABU IAS, The State of Andhra Pradesh Rep by its Principal Secretary Tribal welfare Department Floor Room no 214 A P, Secretariat, Velagapudi Amaravati, A.P- 522503.
2. Sri PEEYUSH KUMAR IAS , Principal Secretary, Finance and Planning Department Floor 2ND Block Room no 287, Secretariat, Velagapudi, Amaravati, A. P - 522238.
3. Sri BHARGAVI IAS , The Director of Tribal welfare Department, D No 40622A, Kandhari Hotel Road, Revenue Colony, Vijayawada A.P - 520010.
4. Sri YASWANTH KUMAR REDDY IAS , The Project Officer ITD, Tribal Welfare Engineering Department, Seetampeta (V) Parvatipuram Manyam Dist, New Srikakulam Dist,A.P - 532443.
5. Sri S SRINIVASRAO, The Engineer in chief Office, O/o Tribal Welfare engineering Department, 40186 Fortune Murali Park Road, Revenue Colony, Vijayawada A.P.
6. Sri S SRINIVASRAO, The Superintending Engineer O/o Tribal Welfare engineering Department, Ushodaya Junction, Sector - 8 MVP Colony, Visakhapatnam A.P.

7. Sri P. RAMADEVI, The Executive Engineer O/o Tribal Welfare engineering Department Seetampeta, Parvatipuram, Manyam Dist, New Srikakulam Dist A.P 532443.
8. Sri P. CHANDRA SHEKAR, The Assistant Pay and Accounts Officer Vizianagaram District - A.P.
9. Sri Mudavatu M Nayak I A S, Principal Secretary Tribal Welfare Department Block-III 1st Floor Room No 214 west A P Secretariat Velagapudi Amaravati Guntur District
(Note : R9 is impleaded as per Court Order dated 25 03 2025 vide I A No 1 of 2025 in C C No 4234 of 2024)
10. Sri B.Vasantha, The Engineer in Chief Office, O/o Tribal Welfare Engineering Department, 40186 Fortune Murali Park Road, Revenue Colony, Vijayawada A.P.
(Note : R 10 is impleaded as per court order dated 09.02.2026, Vide IA No-2/2026 in CC No-4234 of 2024)
11. Sri Pawar Swapnil Jagannath IAS, The Project Officer ITD, Tribal Welfare Engineering Department, Seetampeta(V)Parvathipuram Manyam Dist, Old Srikakulam Dist, A.P-532443
(Note :R 11 is impleaded as per court order dated 09.02.2026 Vide IA No-1/2026 in CC No-4234 of 2024)

...Respondents

WHEREAS the Petitioner has presented under Sections 10 to 12 of the Contempt of Courts Act 1971, above case through his counsel SRI.RAYUDU SUDHA, praying that this Hon'ble High Court may be pleased to punish the respondents herein for their willful disobedience of the orders dated 05.07.2024 passed in W.P.No.30367 of 2023;

WHEREAS the said case coming on for orders as to admission on this day and whereas the High Court, upon perusing the affidavit filed therein and the earlier order of the High Court dated 02.07.2025, 13.11.2024 made herein and upon hearing the arguments of SRI.RAYUDU SUDHA, Advocate for the Petitioner, SRI.NAGARAJU NAGURU Advocate for the

Respondents no 1,3 to 7, SRI. NAGARAJU PUKLLAGURA Advocate for the Respondents no 2, SRI.KESAVI KUMARI NEMALA Advocate for the Respondent no 8 SRI.U.KANAKA RAJU, Advocate for the Respondents no 9 to 11 the Court made the following

ORDER:

Heard learned counsel for the petitioner(s) and learned counsel for the respondents.

The present contempt case is filed against the respondents for the willful disobedience of the orders dated 05.07.2024 passed by this Court in W.P.No.30367 of 2023.

Learned counsel for the petitioner submits that even though this court passed an order dated 05.07.2024 directing the respondents to release an amount of Rs.3,51,64,089/- to the petitioner but the respondents did not choose to pay the amount in compliance of the orders of this Court even after lapse of one year. Hence, the contempt case.

On the other hand, learned counsel for the respondents filed counter affidavit and admitted the liability subject to deduction of GST amount as well as the amounts to be deposited in the lieu of default clause as per the terms of the contract for issuance of final clearance certificate of completion by the executing authorities. He further submits that the respondents already paid an amount of Rs.6 crores out of Rs.8.75 crores and the respondents are ready to pay the remaining balance amount after having statutory deductions as entitled, which are liable to be paid by the petitioner within a period of two (02) weeks from the date of receipt of a copy of this order. He further submits that even though the major amount was received by the petitioner, so far, the construction of building was already completed but kept under lock and key and the same is in the possession of the petitioner. Therefore, the respondents are entitled to take over the possession of the subject building since the subject building is owned by the respondents. The

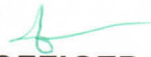
action of the petitioner keeping the building under lock and key even after its completion at the cost of the public exchequer and causing homeless to the tribal girls is certainly deprecable and indicates irresponsible nature of petitioner.

Considering the submissions made by the learned counsel for both the parties and on perusal of the material placed on record, more particularly, the written instructions submitted by the respondents today, this Court is of the considered view that the necessity of home to the girls should be resolved. Hence, the respondents are hereby directed to pay the remaining entire balance amount of Rs.3,51,64,089/- after deducting statutory taxes which are to be payable by the petitioner and other deposits to be maintained as per the terms of the contract, then release the remaining balance amount within a period of two (02) weeks from today. After release of the same, the petitioner shall hand over the lock and key of the entire building to the respondent Nos. 6 and 7 herein with immediate effect. Failing which the respondents are at liberty to take over the possession of entire building and make use of the same. This Court is conscious of that in contempt petition, no other directions can be passed. But this Court has ample power to exercise its jurisdiction under Article 215 of the Constitution of India to meet the ends of justice.

For recording the compliance of the orders of this Court, list the matter on 22.06.2026.

SD/-M.PRABHAKARA RAO
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. SRI K KANNA BABU IAS, The State of Andhra Pradesh Rep by its Principal Secretary Tribal welfare Department Floor Room no 214 A P, Secretariat, Velagapudi Amaravati, A.P- 522503.(by SPECIAL MESSENGER)
2. Sri PEEYUSH KUMAR IAS , Principal Secretary, Finance and Planning Department Floor 2ND Block Room no 287, Secretariat, Velagapudi, Amaravati, A. P - 522238. .(by SPECIAL MESSENGER)
3. Sri BHARGAVI IAS , The Director of Tribal welfare Department, D No 40622A, Kandhari Hotel Road, Revenue Colony, Vijayawada A.P - 520010..(by SPECIAL MESSENGER)
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- 12..One CC to SRI. RAYUDU SUDHA Advocate [OPUC]
13. One CC to SRI. SRI.NAGARAJU NAGURU Advocate [OPUC]
14. One CC to SRI. NAGARAJU PUKLLAGURA Advocate [OPUC]
15. One CC to SRI.KESAVI KUMARI NEMALA Advocate [OPUC]
16. One CC to SRI.U.KANAKA RAJU Advocate [OPUC]
17. One spare copy

HIGH COURT

NV,J

DATED:08.05.2026

LIST THE MATTER ON 22.06.2026

ORDER

CC.No.4234 of 2024

DIRECTION

