



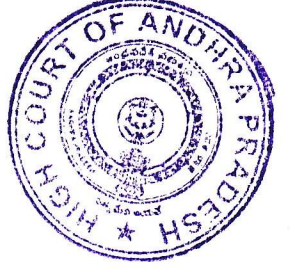
IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 27191 OF 2025



Between:

Cheppeli Issaku, S/o.Krishna, Aged about 43 years, Occ Civil Contractor,
R/o.D.No.16A-3-23, Tangellamudi, Near CSI Church, 50th Division, Eluru,
Eluru District Erstwhile West Godavari District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary,
Municipal Administration and Urban Development (MAUD) Department
Secretariat Buildings, at Velagapudi, Amaravati, Andhra Pradesh.
2. The Eluru Municipal Corporation, Rep. by its Commissioner, Eluru,
Eluru District, Erstwhile West Godavari District.
3. The Executive Engineer, Municipal Corporation, Eluru, Eluru District,
Erstwhile West Godavari District.
4. The Director, Works and Accounts Department, Anjaneya Towers,
Ibrahimpatnam, Vijayawada NTR District Erstwhile Krishna 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, order or direction more particularly one in nature of Writ of Mandamus or any other appropriate Write, Direction or Order questioning the action of the respondents in not paying pending admitted bills for an amount of Rs.2,32,820/- + Rs.4,34,966/- + Rs.4,51,319/- + Rs.4,58,009/- + Rs.3,24,763/- = Rs.19,01,877/- for the works (1) Supply, delivery and fixing of LED strip rope lighting for existing poles, main road junctions of Highmast poles in various locations of Eluru Municipal Corporation, (2) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles. Bridge poles and fly over poles of Eluru Municipal Corporation Limits, (3) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles, at various locations like Pathebada road. Municipal Office road and 4th LT road of Eluru Municipal Corporation Limits, (4) Supply and delivery of SPD's phase preventers and aluminum wire coils to Eluru Municipal Corporation and (5) Maintenance, repairs and rewinding of 250KVA Transformer including loading, unloading and transportation from work shop to head water works in Eluru Municipal Corporation 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 & 21 of constitution of India and consequently direct the respondents to clear the pending admitted bills for an amount of Rs.2,32,820/- + Rs.4,34,966/- + Rs.4,51,319/- + Rs.4,58,009/- + Rs.3,24,763/- = Rs.19,01,877/- pertaining to the above words.

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 works (1) Supply, delivery and fixing of LED strip rope lighting for existing poles, main road junctions of Highmast poles in various locations of Eluru Municipal Corporation, (2) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles. Bridge poles and fly over poles of Eluru

Municipal Corporation Limits, (3) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles, at various locations like Pathebada road. Municipal Office road and 4th LT road of Eluru Municipal Corporation Limits, (4) Supply and delivery of SPD's phase preventers and aluminum wire coils to Eluru Municipal Corporation and (5) Maintenance, repairs and rewinding of 250KVA Transformer including loading, unloading and transportation from work shop to head water works in Eluru Municipal Corporation for an amount of Rs.2,32,820/- + Rs.4,34,966/- + Rs.4,51,319/- + Rs.4,58,009/- + Rs.3,24,763/- = Rs.19,01,877/- 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 MUNICIPAL ADMN AND URBAN
DEV AP**

**Counsel for the Respondent Nos.2 & 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]

TUESDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 27191/2025

Between:

1. CHEPPELI ISSAKU, S/O. KRISHNA, AGED ABOUT 43 YEARS, OCC
CIVIL CONTRACTOR, R/O.D.NO.16A-3-23, TANGELLAMUDI,
NEARCSI CHURCH, 50TH DIVISION, ELURU, ELURU DISTRICT
ERSTWHILE WEST GODAVARI DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, MUNICIPAL ADMINISTRATION AND URBAN
DEVELOPMENT (MAUD) DEPARTMENT SECRETARIAT
BUILDINGS, AT VELAGAPUDI, AMARAVATI, ANDHRA PRADESH.
2. THE ELURU MUNICIPAL CORPORATION, REP. BY ITS
COMMISSIONER, ELURU, ELURU DISTRICT, ERSTWHILE WEST
GODAVARI DISTRICT.
3. THE EXECUTIVE ENGINEER, MUNICIPAL CORPORATION, ELURU,
ELURU DISTRICT, ERSTWHILE WEST GODAVARI DISTRICT.
4. THE DIRECTOR, WORKS AND ACCOUNTS DEPARTMENT,
ANJANEYA TOWERS, IBRAHIMPATNAM, VIJAYAWADA NTR
DISTRICT ERSTWHILE KRISHNA 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 please to direct the respondents to pay the admitted bills for the

tender works (1) Supply, delivery and fixing of LED strip rope lighting for existing poles, main road junctions of Highmast poles in various locations of Eluru Municipal Corporation, (2) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles. Bridge poles and fly over poles of Eluru Municipal Corporation Limits, (3) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles, at various locations like Pathebada road. Municipal Office road and 4th LT road of Eluru Municipal Corporation Limits, (4) Supply and delivery of SPD's phase preventers and aluminum wire coils to Eluru Municipal Corporation and (5) Maintenance, repairs and rewinding of 250KVA Transformer including loading, unloading and transportation from work shop to head water works in Eluru Municipal Corporation for an amount of Rs.2,32,820/- plus Rs.4,34,966/- plus Rs.4,51,319/- plus Rs.4,58,009/- plus Rs.3,24,763/- equalsto Rs.19,01,877/- in favor of the petitioner, pending disposal of Writ Petition,

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 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.2,32,820/- + Rs.4,34,966/- + Rs.4,51,319/- + Rs.4,58,009/- + Rs.3,24,763/- = Rs.19,01,877/- for the works (1) Supply, delivery and fixing of LED strip rope lighting for existing poles, main road junctions of Highmast poles in various locations of Eluru Municipal Corporation, (2) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles. Bridge poles and fly over poles of Eluru Municipal Corporation Limits, (3) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles, at various locations like Pathebada road. Municipal Office road and 4th LT road of Eluru Municipal Corporation Limits, (4) Supply and delivery of SPD's phase preventers and aluminum wire coils to Eluru Municipal Corporation and (5) Maintenance, repairs and rewinding of 250KVA Transformer including loading, unloading and transportation from work shop to head water works in Eluru Municipal Corporation 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 pending admitted bills for an amount of Rs.2,32,820/- + Rs.4,34,966/- + Rs.4,51,319/- + Rs.4,58,009/- + Rs.3,24,763/- = Rs.19,01,877/- pertaining to the above works

Counsel for the Petitioner:

1.M K RAJ KUMAR

Counsel for the Respondent(S):

1.GP MUNICIPAL ADMN AND URBAN DEV AP

2.GP FOR FINANCE PLANNING

The Court made the following:

ORDER:-

The learned counsel for the petitioner submits that the petitioner has awarded 5 works, i.e., (1) Supply, delivery and fixing of LED strip rope lighting for existing poles, main road junctions of Highmast poles in various locations of Eluru Municipal Corporation, (2) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles. Bridge poles and fly over poles of Eluru Municipal Corporation Limits, (3) Supply, delivery and fixing of LED strip rope lighting for existing center lighting poles, at various locations like Pathebada road. Municipal Office road and 4th LT road of Eluru Municipal Corporation Limits, (4) Supply and delivery of SPD's phase preventers and aluminum wire coils to Eluru Municipal Corporation and (5) Maintenance, repairs and rewinding of 250KVA Transformer including loading, unloading and transportation from work shop to head water works in Eluru Municipal Corporation in favour of the petitioner even though completed in the year 2023-24 the entire work within stipulated time.

2. The learned counsel further submits that the petitioner duly executed the works and thereafter submitted final bills for an amount of Rs.19,01,877/-. It is submitted that the said final bills were duly endorsed by the competent authority. A statement detailing the works executed by the petitioner was prepared, and the progress of the works was recorded in the M-book. However, in spite of the completion of all procedural formalities, the payment towards the completed works has not been released till date.

3. Heard the submissions of the learned counsel for the petitioner, the learned Government Pleader for Municipal Administration & Urban Development, the learned Standing Counsel for the Corporation and the learned Assistant Government Pleader for Finance and Planning.

4. During the course of hearing, the learned Standing Counsel appearing for the Corporation does not dispute the submissions made by the petitioner with respect to the completion of works undertaken.

5. Considering the submissions, the 2nd respondent is 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.

6. Accordingly, this writ petition is disposed off. There shall be no order as to costs.

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

**Sd/- G HELA NAIDU
DEPUTY REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Municipal Administration and Urban Development (MAUD) Department Secretariat Buildings, at Velagapudi, Amaravati, Andhra Pradesh.
2. The Commissioner, Eluru Municipal Corporation, Eluru, Eluru District, Erstwhile West Godavari District.
3. The Executive Engineer, Municipal Corporation, Eluru, Eluru District, Erstwhile West Godavari District.
4. The Director, Works and Accounts Department, Anjaneya Towers, Ibrahimpatnam, Vijayawada NTR District Erstwhile Krishna District.

5. One CC to SRI. M K RAJ KUMAR, Advocate [OPUC]
6. One CC to SRI. A.S.C. BOSE, STANDING COUNSEL FOR MUNICIPAL CORPORATION [OPUC]
7. Two CCs to GP FOR MUNICIPAL ADMN AND URBAN DEV AP, High Court of Andhra Pradesh [OUT]
8. Two CCs to GP FOR FINANCE & PLANNING, High Court of Andhra Pradesh [OUT]
9. Two CD Copies

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HIGH COURT
DATED:07/10/2025

ORDER
WP NO. 27191 OF 2025

DISPOSING OF THE W.P.
WITHOUT COSTS

