

**HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI**

**MAIN CASE: CC.No.2785 of 2025**

**PROCEEDING SHEET**

| Sl. No | DATE       | ORDER                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Office Note |
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| 06     | 27.02.2026 | <p><b><u>HN, J</u></b></p> <p>The learned senior counsel appearing for the petitioner submits that the respondents have so far not complied with the orders of this Court, whereby the respondents were required to finalize the bills due payable to the petitioner for the extent of work completed.</p> <p>The learned counsel appearing for the respondent has filed a counter duly disputing the averments of the contempt case and submits that the petitioner would have to Cooperate with the respondent for arriving at a proper consensus for finalizing the bills. It is also submitted that the petitioner has to account for the material which is lying in custody of the petitioner.</p> <p>On the contrary the learned senior counsel submits that the general conditions of contract mandate the petitioner to vacate the site soon after the termination order is passed. It also mandates the petitioner to secure the site and leave the site. Having said so it is submitted that the petitioner cannot be alleged to have retained any material belonging to the respondents. That</p> |             |

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|  |  | <p>apart there is no material on record to indicate that the respondent has called upon the petitioner for accounting for any material which according to the respondent is under shortfall.</p> <p>The Memorandum of Understanding (MOU) which was prepared for finalizing the bills refers to an undated ground assessment report by the Deputy Executive Engineers and that it is the part of the MOU. It is submitted by the learned counsel for the respondent that the petitioner would have to invoke the Arbitration Clause in the event the petitioners are aggrieved by any dispute arising out of the contract.</p> <p>The petitioners can invoke the Arbitration Clause only when they are aggrieved by an order passed by the respondents. As on date, the respondents have not finalized the bills, and the only ground which appears to be causing hindrance for finalization of the bills is that the petitioner would have to depute a competent person, who would have to approach the Executive Engineer and Deputy Executive Engineer of the respondent organization to sort out the issues, if any, for finalizing the bills.</p> <p>Considering the same, the Authorized person from the petitioner's side, the Executive Engineer and the Deputy Executive Engineer from</p> |  |
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the respondent's side shall endeavour to resolve the issue within a period of ten (10) days from today and report to this Court on 13.03.2026.

Post the matter on 13.03.2026.

KGM

HN, J