



APHC010555332024



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



**THURSDAY, THE SEVENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 29037 OF 2024

Between:

Chintapalli Venkateswara Rao, S/o Satyanarayana, Aged about 41 years,
R/o Flat No. 101, Nirmala Nivasan, Vidya Nagar, Guntur.

...PETITIONER

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Municipal Administration Department, A.P Secretariat buildings, Velagapudi, Guntur District.
2. The State of Andhra Pradesh, Represented by its Principal Secretary, Department of Finance and Planning, A.P Secretariat buildings, Velagapudi, Guntur District.
3. The Andhra Pradesh Comprehensive Financial Management System CFMS, 6th floor, C block, Anjaneya Towers, Ibrahimpatnam, Krishna District, Rep. By its Chairman.
4. The Commissioner and Director of Municipal Administration, Andhra Pradesh at Tadepalli, Guntur District.
5. The Directorate of Works and Accounts, 3rd floor, C block, Anjaneya Towers, Ibrahimpatnam, Krishna District. Rep. by its Director of Works and Accounts
6. Pay and Accounts Officer, Works and Accounts, Guntur.
7. The District Treasury Officer, Guntur district.

8. The Guntur Municipal Corporation, Rep. By its Commissioner,
Corporation office, Guntur

...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 or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in not paying the admitted due amount of Rs.4,32,682/- (Rupees Four Lakhs Thirty Two Thousand Six Hundred and Eighty Two Only) and Rs.4,78,345/- (Rupees Four Lakhs Seventy Eight Thousand Three Hundred and Forty Five Only), in total Rs.9,11,027/- (Rupees Nine Lakhs Eleven Thousand and Twenty Seven Only) payable to me in relation to work executed for 8th Respondent by the petitioner, namely 1) GMC - Providing WET MIX BASE road at Mahaprastam Main Road in Division No. 32 of Guntur Municipal Corporation and 2) providing of GSB Base Roads to Mother Theresa Colony Main Road and Cross Road in (Reddypalem) Div. No. 62 in A.E. 9 Section despite finalizing the bill, as illegal, arbitrary, unconstitutional and consequently direct the respondents herein to immediately pay the total due amount of Rs.9,11,027/- (Rupees Nine Lakhs Eleven Thousand and Twenty Seven Only) payable to petitioner in relation to above work executed for 8th Respondent under the said agreements with an interest @ 12% per annum.

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 herein to release the due amount of Rs.4,32,682/- (Rupees Four Lakhs Thirty Two Thousand Six Hundred and Eighty Two Only) and Rs.4,78,345/- (Rupees Four Lakhs Seventy Eight Thousand Three Hundred and Forty Five Only), in total Rs.9,11,027/- (Rupees Nine Lakhs Eleven Thousand and Twenty Seven Only) payable to me in relation to work executed for 8th by the petitioner, namely Respondent "1) GMC - Providing

WET MIX BASE road at Mahaprastam Main Road in Division No. 32 of Guntur Municipal Corporation and 2) providing of GSB Base Roads to Mother Therisa Colony Main Road and Cross Road in (Reddypalem) Div. No. 62 in A.E. 9 Section" under Two separate Agreements i.e., 1) 284/2019-20 dated 11-11-2019 and 2) 347/2019-20, date 03-12-2019 within a stipulated time frame.

Counsel for the Petitioner: SRI RAJA SEKHAR DANDLAMUDI

Counsel for the Respondent Nos.1 & 4: GP FOR MUNICIPAL

ADMINISTRATION AND URBAN DEVELOPMENT

Counsel for the Respondent Nos.2,3,5,6, & 7:GP FOR FINANCE AND

PLANNING

Counsel for the Respondent No.8:SRI A.S.C.BOSE, SC FOR MUNICIPAL

CORPORATIONS

The Court made the following order:



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

[3457]

THURSDAY, THE SEVENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 29037/2024

Between:

1. CHINTAPALLI VENKATESWARA RAO, S/O SATYANARAYANA,
AGED ABOUT 41 YEARS, R/O FLAT NO. 101, NIRMALA NIVASAN,
VIDYA NAGAR, GUNTUR.

...PETITIONER

AND

1. THE STATE OF AP, REPRESENTED BY ITS PRINCIPAL
SECRETARY MUNICIPAL ADMINISTRATION DEPARTMENT, A.P
SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT.
2. THE STATE OF ANDHRA PRADESH, 2 REPRESENTED BY ITS
PRINCIPAL SECRETARY, DEPARTMENT OF FINANCE AND
PLANNING A.P SECRETARIAT BUILDINGS, VELAGAPUDI,
GUNTUR DISTRICT.
3. THE ANDHRA PRADESH COMPREHENSIVE FINANCIAL
MANAGEMENT SYSTEM CFMS, 6TH FLOOR, C BLOCK, ANJANEYA
TOWERS, IBRAHIMPATNAM, KRISHNA DISTRICT, REP. BY ITS
CHAIRMAN.
4. THE COMMISSIONER AND DIRECTOR OF MUNICIPAL
ADMINISTRATIO, , ANDHRA PRADESH AT TADEPALLI, GUNTUR
DISTRICT.
5. THE DIRECTORATE OF WORKS AND ACCOUNTS, 3RD FLOOR, C
BLOCK, ANJANEYA TOWERS, IBRAHIMPATNAM, KRISHNA
DISTRICT. REP. BY ITS DIRECTOR OF WORKS AND ACCOUNTS

6.PAY AND ACCOUNTS OFFICER, WORKS AND ACCOUNTS,
GUNTUR.

7.THE DISTRICT TREASURY OFFICER, GUNTUR DISTRICT.

8.THE GUNTUR MUNICIPAL CORPORATION, REP. BY ITS
COMMISSIONER, CORPORATION OFFICE, GUNTUR

...RESPONDENT(S):

Counsel for the Petitioner:

1.RAJA SEKHAR DANDLAMUDI

Counsel for the Respondent(S):

1.GP MUNICIPAL ADMN AND URBAN DEV AP

2.GP FOR FINANCE PLANNING

The Court made the following:

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 29037 of 2024

ORDER:

1. Heard learned counsel for petitioner and learned Standing Counsel for respondent No.8.
2. Learned counsel for petitioner submits that the petitioner was entrusted the work of execution of civil work and two agreements were entered on 11.11.2019 and 03.12.2019 and thereafter, the petitioner completed the work.
3. Thereafter, Respondent No.8 issued final certificate and also a check slip for release of payments after conducting quality inspection but the bill was not uploaded in the CFMS portal though necessary clearances for release of payments were obtained from respondent No.8.
4. It is also submitted that the defect liability period was also over. However, the payments were not released.
5. In view of the above, there shall be a direction to respondent Nos.2 and 8 to verify and release the payments due payable to the petitioner within a period of six weeks from the date of this order.
6. Accordingly, this Writ Petition is disposed of. No costs.

As a sequel, miscellaneous applications, pending, if any, shall stand closed.

**Sd/- G. HELA NAIDU
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration Department, State of Andhra Pradesh, A.P Secretariat buildings, Velagapudi, Guntur District.

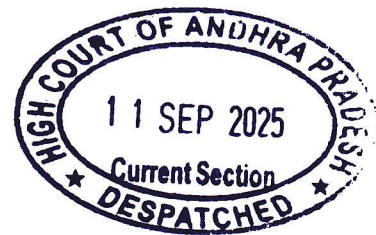
2. The Principal Secretary, Department of Finance and Planning, State of Andhra Pradesh, A.P Secretariat buildings, Velagapudi, Guntur District
3. The Chairman, Andhra Pradesh Comprehensive Financial Management System CFMS, 6th floor, C block, Anjaneya Towers, Ibrahimpatnam, Krishna District.
4. The Commissioner and Director of Municipal Administration, Andhra Pradesh at Tadepalli, Guntur District.
5. The Director of Works and Accounts, Directorate of Works and Accounts, 3rd floor, C block, Anjaneya Towers, Ibrahimpatnam, Krishna District.
6. The Pay and Accounts Officer, Works and Accounts, Guntur.
7. The District Treasury Officer, Guntur district.
8. The Commissioner, Guntur Municipal Corporation, Corporation office, Guntur
9. One CC to Sri Raja Sekhar Dandlamudi, Advocate [OPUC]
10. One CC to Sri A.S.C. Bose, SC for Municipal Corporations[OPUC]
11. Two CCs to GP for Municipal Administration and Urban Development High Court of Andhra Pradesh. [OUT]
12. Two CCs to GP for Finance and Planning, High Court of Andhra Pradesh [OUT]
13. Two CD Copies.

ssb

HIGH COURT

DATED:07/08/2025

ORDER
WP No. 29037 OF 2024



DISPOSING OF THE W.P. WITHOUT COSTS