



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

[3327]

**FRIDAY, THE NINETEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 32052/2025

Between:

1.K VEERANJANEYULU, S/O. K. RAMA RAO, AGED ABOUT 46 YEARS, R/O, D.NO.1-69, KANDUIAPATI VARI MERAKA VILLAGE, KUMMARA PURUGU PALEM NORTH, MOGALTHUR MANDAL, WEST GODAVARI DISTRICT

...PETITIONER

AND

1.THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY, PANCHAYAT RAJ AND RURAL DEVELOPMENT DEPARTMENT, A.P. SECRETARIAT AT VEIAGAPUDI, AMARAVATHI, GUNTUR DISTRICT

2.THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY, FINANCE AND PLANNING DEPARTMENT, A.P SECRETARIAT AT VEIAGAPUDI, AMARAVATHI, GUNTUR DISTRICT

3.THE COMMISSIONER, PANCHAYAT RAJ DEPARTMENT, TADEPALLI, GUNTUR DISTRICT

4.THE DISTRICT COLLECTOR, WEST GODAVARI DISTRICT

5.THE CHIEF ENGINEER, PANCHAYAT RAJ DEPARTMENT, VIJAYAWADA

6.THE SUPERINTENDING ENGINEER, PANCHAYAT RAJ DEPARTMENT, ELURU, WEST GODAVARI DISTRICT

7.THE EXECUTIVE ENGINEER, PIU DIVISION, ELURU, WEST GODAVARI DISTRICT

8.THE DEPUTY EXECUTIVE ENGINEER, PIU DIVISION, ELURU,
WEST GODAVARI DISTRICT

9.ASSISTANT EXECUTIVE ENGINEER, PIU SUB-DIVISION, ELURU
WEST GODAVARI 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 issue an appropriate Writ, order or direction mostly one which is in the nature of a Writ of Mandamus declaring the action of the Respondents in non-payment of the final bill, withheld amounts for Quality Control due to the Petitioner even after finalizing the bills, payable in relation to the works executed in pursuance of works, i.e. (1) Construction of Anganwadi Center Building at Perikapalem (V) of Bhimavaram (M) due for an amount of Rs.79,046/- and (2) Construction of Anganwadi Center Building at Andaluru-II of Veeravasaram (M) due for an amount of Rs.78,132/- as illegal, arbitrary, unjust, unfair, unreasonable and unconstitutional and consequently direct the respondents to make the payment of amounts due to the petitioner in respect of above execution of works along with the Earnest Money Deposit (EMD) forthwith and pass such

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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 may be pleased to direct the Respondents to consider the payment of amounts payable to the petitioners payable in relation to the withheld amount for quality control for the works executed in pursuance of works, i.e. (1) Construction of Anganwadi Center Building at Perikapalem (V) of Bhimavaram (M) due for an amount of Rs.79,046/- and (2) Construction of Anganwadi Center Building at Andaiuru-II of Veeravasaram (M) due for an amount of Rs.78,132/- along with the Earnest Money Deposit (EMD) immediately, pending disposal of the Writ Petition and pass such

Counsel for the Petitioner:

1.CHERUVU CHAITANYA BHARGAVA SARMA

Counsel for the Respondent(S):

1.GP FOR PANCHAYAT RAJ RURAL DEV

2.GP FOR FINANCE PLANNING

The Court made the following:

ORDER:-

This Writ Petition is filed under Article 226 of the Constitution of India seeking the following prayer:

“...to issue an appropriate Writ, order or direction mostly one which is in the nature of a Writ of Mandamus declaring the action of the Respondents in non-payment of the final bill, withheld amounts for Quality Control due to the Petitioner even after finalizing the bills, payable in relation to the works executed in pursuance of works, i.e. (1) Construction of Anganwadi Center Building at Perikapalem (V) of Bhimavaram (M) due for an amount of Rs.79,046/- and (2) Construction of Anganwadi Center Building at Andaluru-II of Veeravasaram (M) due for an amount of Rs.78,132/- as illegal, arbitrary, unjust, unfair, unreasonable and unconstitutional and consequently direct the respondents to make the payment of amounts due to the petitioner in respect of above execution of works along with the Earnest Money Deposit (EMD) forthwith and pass...”

2. The petitioner claims to be a contractor. The Government of Andhra Pradesh invited tenders for construction of “Anganwadi Center Building at Andaluru-II (V) of Veeravasaram (M)” and “Anganwadi Center Building at Prikapalem (V) of Bhimavaram (M)” through tender notices dated 11.05.2020 of the Respondent No.7 under NABARD RIDF XXIV Grant. The administrative sanction for both the works was accorded vide G.O.Ms.No.10

dated 02.04.2019 of the Women Development, Child and the Senior Citizens Department, Government of Andhra Pradesh. The entrustment orders were issued vide Letters dated 16.06.2020 of the Respondent No.7. The estimated cost of the contracts was assessed at Rs.10,22,816/- and Rs.10,40,347/- respectively, whereas the contract values were Rs.10,73,138/- and 10,91,532/- respectively, representing an excess of 4.92%. It is the case of the petitioner that he duly executed and completed the said works, and the structures were kept to use by the respondents. Appropriate entries were made by the Assistant Executive Engineer in the Measurement Books after carrying out Check Measurements. Though the respondents paid the amounts to the petitioner, while measuring the quantities and passing of the bills, amounts of Rs.78,132/- and Rs.79,046/- were withheld for want of Quality Control Certificates. The said withheld amounts have not been released by the respondents till date despite completion of the work to their satisfaction. Aggrieved thereby, the present Writ Petition has been filed by the petitioner herein.

3. Heard. Perused the record.

4. Learned Assistant Government Pleader for Panchayat Raj, on written instructions from Executive Engineer, PR, PIU Division, Eluru, submits that the petitioner has duly executed and completed the works. She further submits that so far, an amount of Rs.20,75,674/- was paid and balance to be paid is worked out to Rs.1,57,178/- (Rs.79,046/- + Rs.78,132/-). She also submits

that as the NABARD-XXIV programme was already closed long back, the bill could not be uploaded, however, the Government has addressed a letter to Respondent No.7 for release of funds which is awaited and soon after release of funds, the bill will be uploaded and sought six months' time for payment of the said amount. The written instructions are placed on record.

5. Having regard to the fact that there is no dispute regarding the works executed by the petitioner and the amount payable to him, and in view of the submissions made by the learned Assistant Government Pleader for Panchayat Raj, the respondent authorities are directed to pay a sum of Rs.1,57,178/- (Rs.79,046/- + Rs.78,132/-) (Rupees One Lakh Fifty-Seven thousand One Hundred and Seventy-Eight only) to the petitioner within a period of four (4) weeks from the date of receipt of a copy of this order.

6. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel thereto, the miscellaneous applications, if any, pending in the Writ Petition shall stand closed.

JUSTICE K.SREENIVASA REDDY

Date: 19.06.2026

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HON'BLE SRI JUSTICE K.SREENIVASA REDDY

Writ Petition No.32052 of 2025

Date: 19.06.2026

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