



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

[3332]

FRIDAY, THE TWELFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 32146/2023

Between:

1. BHAGAM CONSTRUCTIONS PRIVATE LIMITED, REP. BY ITS DIRECTOR J.K. CHAITANYA, S/O. RAMA RAO, AGED ABOUT 50 YEARS, OCC. CONTRACTOR, R/O.D.NO.5414-19-5, 4TH CROSS ROAD, BHARATHI NAGAR, VIJAYAWADA, KRISHNA DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY PRINCIPAL SECRETARY, PANCHAYAT RAJ SS RURAL DEVELOPMENT DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI.

2. THE DISTRICT COLLECTOR, CHAIRMAN 85 MANAGING TRUSTEE, DMF TRUST, VIJAYAWADA, KRISHNA DISTRICT. THE SUPERINTENDING ENGINEER, PR CIRCLE, MACHILIPATNAM AT VIJAYAWADA, KRISHNA. DISTRICT.

3. THE SUPERINTENDING ENGINEER, PR CIRCLE, MACHILIPATNAM AT VIJAYAWADA, KRISHNA. DISTRICT.

4. THE DIRECTOR OF MINES AND GEOLOGY, IBRAHIMPATNAM, KRISHNA DISTRICT.

5. THE EXECUTIVE ENGINEER, PRI VIJAYAWADA, KRISHNA DISTRICT.

6. THE STATE OF ANDHRA PRADESH, REP. BY PRINCIPAL SECRETARY, DEPARTMENT OF FINANCE AND PLANNING,

SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI.

...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 a writ of mandamus or any other appropriate writ or direction declaring the action of the Respondents in withholding the payment of amount of Rs.99,94,057/- (CFMS No.2023- 1799392) even after finalizing the bills payable to the petitioner in relation to the works i.e., Improvements to the road from Chillakallu to Tirumalagiri (via) Takshasila school in Jaggaiahpetta (M), Krishna District vide agreement No.19/2021-2022 dt.28.06.2021 is questioned, as the same is illegal, arbitrary and consequently direct the respondents to consider for payment of Rs.99,94,057/- (CFMS No.2023-1799392) with interest 24percent per annum for the delayed amount to the petitioner in respect of execution of above- mentioned work forthwith and pass

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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 to direct the respondents to consider for payment of Rs.99,94,057/- (CFMS No.2023-1799392) with interest @24% per annum for the delayed amount to the petitioner in respect of execution of work i.e “Improvements to the road from Chillakallu to Tirumalagiri (via) Takshasila school in Jaggaiahpetta (M), Krishna District” vide agreement No. 19/2021-2022 dt.28.06.2021 and pass

Counsel for the Petitioner:

1.SURESH KUMAR REDDY KALAVA

Counsel for the Respondent(S):

1.GP FOR FINANCE PLANNING-01978/AP/1978/2017

2.GP FOR FINANCE PLANNING

3.GP FOR PANCHAYAT RAJ RURAL DEV

The Court made the following:

ORDER:

Sri Chaitanya Palisetty, learned counsel representing Sri Suresh Kumar Reddy Kalava, learned counsel for the petitioner submitted that the cause in the writ petition does not survive and has become infructuous.

Recording the said submission, the Writ Petition is ***dismissed as infructuous***. There shall be no order as to costs.

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

JUSTICE RAVI CHEEMALAPATI

Date: 12.12.2025.
JLV

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THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

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JLV