APHC010653472025

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3457]**
(Special Original Jurisdiction)

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

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 33908/2025

Between:

1. SOKE RADHA, W/O. SOKE VENKATA RAMANA, AGED ABOUT 46 YEARS, OCC CONTRACTOR, R/O. D.NO.4-7-215-2, SBI COLONY, PULIVENDULA, CUDDAPAH(KADAPA), AP-516390

...PETITIONER

AND

1. THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY, MUNICIPAL ADMINISTRATION DEPARTMENT, A.P. SECRETARIAT BUILDING, VELAGAPUDI, AMARAVATHI.
2. THE STATE OF ANDHRA PRADESH, , REP. BY ITS PRINCIPAL SECRETARY TO GOVERNMENT, FINANCE AND PLANNING DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
3. THE COMMISSIONER AND DIRECTOR MUNICIPAL ADMINISTRATION, A.P., TADEPALLI, GUNTUR DISTRICT.
4. THE PULIVENDULA MUNICIPALITY, PULIVENDULA, YSR KADAPA DISTRICT. REP. BY ITS COMMISSIONER
5. THE MUNICIPAL ENGINEER, PULIVENDULA MUNICIPALITY PULIVENDULA, YSR KADAPA DISTRICT
6. PAY AND ACCOUNTS OFFICER, WORKS ACCOUNTS, PULIVENDULA, YSR KADAPA DISTRICT
7. THE PULIVENDULA AREA DEVELOPMENT AUTHORITY,

PULIVENDULA MUNICIPALITY REP BY ITS SPECIAL OFFICER PULIVENDULA, YSR KADAPA DISTRIC

...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, order or direction more particularly in the nature of WRIT OF MANDAMUS declaring the action of the respondents in not releasing payment of the bills to the petitioner for the work executed, namely Demolition and Construction of Ratham Ramp at Municipal Shopping Complex in Pulivendula Municipality under PADA Grants 2023-24, for an amount of 25,42,827/- as illegal, arbitrary, malafide, high-handed, and contrary to the procedure established by law, apart from being violative of Articles 14 and 19(1)(g) of the Constitution of India and Consequently direct the Respondents to pay an amount of Rs. 25,42,827/- along with interest from the date of execution of work to the petitioner for the said work executed by the petitioner 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 pay the amount of Rs. 25,42,827/- for the work executed by the petitioner pursuant to the agreement vide Agreement No. 237/2023-24, dated 07.03.2024 , for Demolition and Construction of Ratham Ramp at Municipal Shopping Complex in Pulivendula Municipality under PADA Grants 2023-24, pending disposal of the main writ petition and pass

Counsel for the Petitioner:

1. GAJJALA MALLIKARJUNA REDDY

Counsel for the Respondent(S):

1. GP FOR MUNCIPAL ADMN URBAN DEV
2. GP FOR FINANCE PLANNING

The Court made the following:

Order:-

The learned counsel for the petitioner submits that the petitioner was awarded the work of Demolition and Construction of Ratham Ramp at Municipal Shopping Complex in Pulivendula Municipality under PADA Grants 2023-24 vide agreement No. 237/2023-24, dated 07.03.2024.

2. The learned counsel further submits that the petitioner duly executed all the said work and thereafter submitted the final bills for an amount of Rs.25,42,827/-. It is submitted that the final bills were duly endorsed by the competent authority. A statement detailing the work executed by the petitioner was also prepared progress of the work was recorded in the M-book. The Quality Control Report was also filed by the petitioner. However, in spite of the completion of all procedural formalities, the payments towards the completed work have not been released till date.

3. Heard the submissions of the learned counsel for the petitioner, the learned Government Pleader for Municipal Administration Department, Sri. G. Lakshmi Narayana, the learned Standing Counsel for the Municipality and the learned Assistant Government Pleader for Finance and Planning.

4. During the course of hearing, the learned Standing Counsel appearing for the Municipality does not dispute the submissions made by the petitioner with respect to the completion of the work undertaken and that the non-payment of bills is due to paucity of funds.

5. Considering the submissions, the concerned respondents are hereby directed to verify and release the payments 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 of. There shall be no order as to costs.

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

JUSTICE HARINATH.N

05.12.2025
PNS