

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

MONDAY, THE TWENTY FIFTH DAY OF NOVEMBER  
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE MS JUSTICE B S BHANUMATHI

WRIT PETITION NO: 39931 OF 2014



Between:

M/s. IVRCL, SEW & PRASAD, (Hyderabad - Joint Venture Firm) Having its office at M-22/3RT, Vijayanagar Colony, Hyderabad-500 057, Represented by its authorised signatory A.Saibaba, S/o. A.Sriramaraju, Aged 52 years, Occ: Business, R/o. Hyderabad.

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Irrigation and CAD Department, Secretariat, Hyderabad.
2. The Engineering-in-Chief, Indira Sagar Polavaram Project, Dowlaiswaram, East Godavari District, Andhra Pradesh
3. The Superintending Engineer, Indira Sagar Right Main Canal Circle, Opp: ASR Stadium, Eluru, West Godavari District, Andhra Pradesh
4. The Executive Engineer, Indira Sagar Right Main Canal Division -IV, Opp. ASR Stadium, Eluru, West Godavari District, Andhra Pradesh

...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 appropriate Writ, Order or Direction more particularly in the nature of Writ of Mandamus c) To declare the action of the 1<sup>st</sup> Respondent in issuing Memo No.9184/Reforms/A1/2011, Irrigation & CAD (PW:Reforms) Department dated 26-05-2014 as illegal and unconstitutional. d) To declare the action of the 3<sup>rd</sup> Respondent in issuing Letter No.SE/ISPRMC/ELR/DB/TO/ATO1/Pack V/558M dated 26-09-2014

and Letter No.SE/ISRM/ELR/DB/TO/ATO1/ISRM/Pac.5/743M dated 05-12-2014 as illegal and unconstitutional.

**I.A. NO: 1 OF 2014(WPMP. NO: 50068 OF 2014)**

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 1 to 4 not to take any coercive measures against the Petitioner pursuant to Letter No.SE/ISRM/ELR/DB/TO/ATO1/Pack.V/558M dated 26-04-2014 and Letter No.SE/ISRM/ELR/DB/TO/ATO1/ISRM/Pac.5/743M dated 05-12-2014 in respect of Agreement No.12 SE/2004-2005 dated 23-10-2004.

**I.A. NO: 2 OF 2014(WPMP. NO: 50069 OF 2014)**

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 suspend the operation of Memo No.9184/Reforms/A1/2011, Irrigation & CAD (PW:Reforms) Department dated 26-05-2014.

**Counsel for the Petitioner: SRI PRABHAKAR SRIPADA**

**Counsel for the Respondent Nos.1 to 4: GP FOR IRRIGATION AND CAD**

**The Court made the following: ORDER**



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

[3311]

MONDAY ,THE TWENTY FIFTH DAY OF NOVEMBER  
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE MS JUSTICE B S BHANUMATHI

WRIT PETITION NO: 39931/2014

Between:

M/s. IVRCL, Sew & Prasad

...PETITIONER

AND

The State of Andhra Pradesh and others

...RESPONDENT(S)

Counsel for the Petitioner:

1.PRABHAKAR SRIPADA

Counsel for the Respondent(S):

1.THE ADVOCATE GENERAL (AP)

2.GP FOR IRRI AND CAD (AP)

The Court made the following:

ORDER:

This writ petition is filed under Article 226 of the Constitution of India praying to issue a writ of Mandamus declaring the action of the respondent No.4 in imposing liquidated damages of Rs.40,17,961/- (Rupees forty lakhs seventeen thousand nine hundred sixty one only) vide Letter No.EE/ISLMC/Tuni/DB/AEE1/W.32/441SE, dated 26.09.2014 as illegal and unconstitutional.

No representation for the petitioner today inspite of posting the matter under the caption "for dismissal", as there was no representation for the petitioner on 23.11.2024.

Accordingly, the writ petition is dismissed for default.

There shall be no order as to costs.

Pending miscellaneous applications, if any, shall stand closed.

**Sd/- SHAIK MOHD. RAFI  
ASSISTANT REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

**To,**

1. One CC to Sri Prabhakar Sripada, Advocate [OPUC]
2. Two CC's to the Advocate General, High Court of A.P. at Amaravati[OUT]
3. Two CCs to GP for Irrigation & CAD, High Court of Andhra Pradesh. [OUT]
4. Three CD Copies.

ssb



**HIGH COURT**

**DATED:25/11/2024**



**ORDER**

**WP.No.39931 of 2014**

**DISMISSING THE W.P. FOR DEFAULT  
WITHOUT COSTS**