

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No.: W.P. No.5881 of 2023

PROCEEDING SHEET

Sl.No	DATE	ORDER	OFFICE NOTE
2.	10.03.2023	<p><u>VS, J</u></p> <p style="text-align: center;"><u>W.P. No.5881 of 2023</u></p> <p>Learned Government Pleader for Roads & Buildings is directed to take out personal notice to all the respondents returnable within a period of two (2) weeks.</p> <p>Learned Government Pleader is also directed to file a memo to that extent.</p> <p>Post the matter after four (4) weeks.</p> <p style="text-align: right;"><u>VS, J</u></p> <p style="text-align: center;"><u>I.A. No.1 of 2023</u></p> <p>The present writ petition is filed challenging the award passed by the 3rd respondent in Case No.21C/IFC/2020/1228, dated 29.06.2020, on the file of the A.P. Micro and Small Enterprises Facilitation Council at Vijayawada.</p> <p>Heard Sri C. Suman, learned Special Government Pleader appearing on behalf of the learned Government Pleader for Roads &</p>	

		<p>Buildings.</p> <p>During the course of argument, learned Special Government Pleader have argued that in pursuance of the award they have already paid the admitted amount of Rs.24,46,61,866/-, but, however, their grievance is only with regard to the interest portion awarded by the 3rd respondent.</p> <p>Learned Special Government Pleader brought to the notice of this Court that the works allotted to the respondents does not involve any supply and cannot be treated as Work Contracts as ordered by the 3rd respondent in the said award, and also relied upon a judgment in W.P. No.27670 of 2021 and batch wherein this Court under similar circumstances by referring to various case laws held that the Act 27 of 2016 could not apply to the work contracts.</p> <p>In view of the submissions made by the learned Special Government Pleader, this Court feels it appropriate to stay the award passed by the 3rd respondent in Case No.21C/IFC/2020/1228, dated 29.06.2020, on the file of the A.P. Micro and Small Enterprises Facilitation Council at Vijayawada, only to the extent of interest portion, for a period of eight (8) weeks.</p> <p style="text-align: right;">VS, J</p> <p>KGR/TVN</p>	
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