

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special Original Jurisdiction)**

MONDAY, THE TWENTIETH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO

:PRESENT:

**THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO
WRIT PETITION NO: 11534 OF 2022**



Between:

P. Pichireddy, S/o Venkata Reddy, Hindu, Aged about 60 years, R/o D.No.1-47,
Narukullapadu Village, H/o Obulapuram, Reddygudem Mandal, Krishna District.

.... Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Finance and Planning, Secretariat Building, Velagapudi, Amaravati, Guntur District.
2. The State of Andhra Pradesh, Rep. by its Special Chief Secretary, Department of Irrigation and Water Resources, Secretariat Building, Velagapudi, Amaravati, Guntur District.
3. The District Collector, Machilipatnam, Krishna District.
4. The Chief Engineer, Minor Irrigation Department, Vijayawada, Krishna District.
5. The Superintendent Engineer, Minor Irrigation, Vijayawada, Krishna District.
6. The Executive Engineer, (Special Division), Water Resources Department, Minor Irrigation Division, Vijayawada, Krishna District.
7. The Deputy Executive Engineer, Sub Division, Nuzvid, Krishna District.
8. The Assistant Executive Engineer, Sub Division, Reddygudem Village and Mandal Krishna District.
9. The Pay and Accounts Officer, Vijayawada, Krishna District.

Respondents

WHEREAS the Petitioner above named through his Advocate Sri V SRINIVASULA REDDY presented this 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 or direction more particularly one in the nature of writ mandamus, declaring the action of the Respondents in not releasing final bills amount of 1) Rs.4,23,519/-(Rupees Four lakh Twenty three thousand Five hundred and Nineteen only) and 2) Rs.4,06,739/-(Rupees Four lakh Six thousand Seven hundred and Thirty nine only) for the works of Construction of 1) Desilting and Improvements to Feeder Channel Vadde Somaiah Kattu to Potlapalli Koteswara Rao filed in Narukullapadu Village in Reddygudem Mandal of Krishna District under Neeruchettu Programme and 2) Desilting and Improvements to Feeder Channel from Chakali Kattu to Jamala Reddy filed in Narukullapadu Village in Reddygudem Mandal of Krishna District under Neeruchettu Programme in pursuance of agreements with the 6th Respondent vide Agreement No.1) 1048NC/18-19 & Agreement No.2) 1045NC/18-19 dt.20-12-2018 as being illegal, arbitrary, violative of principles of natural justice and unconstitutional and consequently direct the Respondents to pay final bills amount of 1) Rs.4,23,519/-(Rupees Four lakh Twenty three thousand Five hundred and Nineteen only) and 2) Rs.4,06,739/-(Rupees Four lakh Six thousand Seven hundred and Thirty nine only).

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri V SRINIVASULA REDDY Advocate for the Petitioner and GP for Irrigation for Respondent Nos.1 to 3 and GP for Finance for Respondent No. 9, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Department of Finance and Planning, Secretariat Building, Velagapudi, State of Andhra Pradesh, Amaravati, Guntur District.
2. The Special Chief Secretary, Department of Irrigation and Water Resources, Secretariat Building, Velagapudi, State of Andhra Pradesh, Amaravati, Guntur District.
3. The District Collector, Machilipatnam, Krishna District.
4. The Chief Engineer, Minor Irrigation Department, Vijayawada, Krishna District.
5. The Superintendent Engineer, Minor Irrigation, Vijayawada, Krishna District.
6. The Executive Engineer, (Special Division), Water Resources Department, Minor Irrigation Division, Vijayawada, Krishna District.
7. The Deputy Executive Engineer, Sub Division, Nuzvid, Krishna District.
8. The Assistant Executive Engineer, Sub Division, Reddygudem Village and Mandal Krishna District.
9. The Pay and Accounts Officer, Vijayawada, Krishna District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 2-9-2022 on which date the case stands posted for hearing.

IA NO: 1 OF 2022

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 release the final bills amount of 1) Rs.4,23,519/- (Rupees Four lakh Twenty three thousand Five hundred and Nineteen only) and 2) Rs.4,06,739/- (Rupees Four lakh Six thousand Seven hundred and Thirty nine only) in pursuance of agreements with the 6th Respondent, vide Agreement No.1) 1048NC/18-19 and Agreement No.2) 1045NC/18-19 dt.20-12-2018, pending disposal of WP No. 11534 of 2022, on the file of the High Court.

The Court made the following:

ORDER:

"Notice Before Admission.

Post on 02.09.2022.

The respondent authorities shall pay the amounts due to the petitioner within a period of six (06) weeks from today"

**Sd/- U. SRI DEVI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Department of Finance and Planning, Secretariat Building, Velagapudi, State of Andhra Pradesh, Amaravati, Guntur District.
2. The Special Chief Secretary, Department of Irrigation and Water Resources, Secretariat Building, Velagapudi, State of Andhra Pradesh, Amaravati, Guntur District.
3. The District Collector, Machilipatnam, Krishna District.
4. The Chief Engineer, Minor Irrigation Department, Vijayawada, Krishna District.
5. The Superintendent Engineer, Minor Irrigation, Vijayawada, Krishna District.
6. The Executive Engineer, (Special Division), Water Resources Department, Minor Irrigation Division, Vijayawada, Krishna District.
7. The Deputy Executive Engineer, Sub Division, Nuzvid, Krishna District.
8. The Assistant Executive Engineer, Sub Division, Reddygudem Village and Mandal Krishna District.
9. The Pay and Accounts Officer, Vijayawada, Krishna District. (1 to 9 by RPAD- along with a copy of petition and memorandum of grounds)
10. One CC to SRI. V SRINIVASULA REDDY Advocate [OPUC]

11. Two CCs to GP FOR IRRI AND CAD (AP) ,High Court Of Andhra Pradesh.
[OUT]
12. **One spare copy**

PR

HIGH COURT

RRRJ

DATED:20/06/2022

POST ON 02.09.2022

NOTICE BEFORE ADMISSION

WP.No.11534 of 2022

DIRECTION

