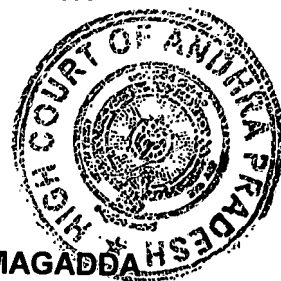


IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special Original Jurisdiction)

TUESDAY, THE EIGHTEENTH DAY OF JULY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA



WRIT PETITION NO: 15092 OF 2021

Between:

K V Ramana Reddy, S/o. K.V.Subba Reddy, aged about 45 years, Occ. Contractor
Class II, Plot No.301, Sri Sri Avenue, Maruthi Co-Op.Colony, Patamata
Vijawada, Krishna Dist.

...PETITIONER

AND

1. The Government of Andhra Pradesh, rep. by its principal secretary Irrigation and Water Resources department, Secretariat buildings Amaravati.
2. The Government of Andhra Pradesh, rep. by its principal secretary, Finance department. Secretariat buildings Amaravati.
3. The District Collector, Krishna. district, Machilipatnam.
4. The Engineer in Chief (Irrigation), Irrigation Compound Governor Pet Vijayawada, Krishna Dist.
5. The Chief Engineer, Major/Minor Irrigation and Water Resources Department, Vijayawada, Krishna Dist.
6. The Superintendent Engineer, Irrigation circle office, Vijayawada, Krishna Dist.
7. The Executive Engineer, Water Resources Department, Special Division Vijayawada, Krishna Dist.
8. The Dy.Executive Engineer, Special Sub Division, Vijayawada, Krishna Dist.

...RESPONDENTS

Petition under Article 226 of the Constitution of India is filed 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 one in the nature of Writ of Mandamus to declaring the action on the part of the respondents here in not releasing the bills of Execution and completion of works for Improvements of -- Kokkirayakunta Village Tank at Atkuru Village in Unguturu Mandal Krishna Dist. worth of Rupees 15,54,099/-with interest as per the agreement No.22 SE/2018-2019 dt 29-6-2018 to the petitioner till today since December 2018 and causing heavy loss with interest even though total works were completed as illegal arbitrary and violative of article 14,16,21 of constitution of India and

consequently direct the respondents to release and pay the bills worth of Rupees 15,54,099/-with interest to the petitioner fourthwith for completion of works for Improvements of Kokkirayakunta Village Tank at Atkuru Village in Unguturu Mandal Krishna Dist.

IA NO: 1 OF 2022

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to extend the time limit for implementation of the interim orders dated 28-10-2021 in W.P.No.15092/2021 for payment of amount for further period of four months from now onwards.

IA NO: 1 OF 2021

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to release and pay the bills worth of Rupees 15,54,099/-with interest to the petitioner fourthwith for completion of works for Improvements of Kokkirayakunta Village Tank at Atkuru Village in Unguturu Mandal Krishna Dist. pending disposal of the above writ petition.

Counsel for the Petitioner: SRI. BOKKA SATYANARAYANA KAMLA

**Counsel for the Respondent NOS.1,3 to 8: GP FOR IRRIGATION COMM AREA
DEV**

Counsel for the Respondent NO.2: NONE APPEARED

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO.15092 OF 2021

ORDER:

Heard learned counsel for the petitioner and learned Government Pleader for the respondents.

When the matter is taken up for hearing, learned Government Pleader submitted that the orders of this Court dated 28.10.2021 has been complied with by paying the total due amount claimed by the petitioner.

On the other hand, learned counsel for the petitioner submits that the respondents paid the principal amount, but not paid the interest as claimed by the petitioner.

In view of the submissions made by the learned counsel for the petitioner and learned Government Pleader that it is an admitted fact that the principal amount was already paid as claimed by the petitioner in terms of the orders of this Hon'ble Court. The contention of the learned Government Pleader that the further claim of interest for delayed payment can be agitated by way of initiation of separate/ fresh legal proceedings is also valid and sustainable.

In view of the facts and circumstances and for the reasons as stated above, the present Writ Petition is closed granting liberty to the petitioner

to claim the interest amount, if any, by way of initiation of fresh/ separate legal proceedings in accordance with law. There shall be no order as to costs.

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

SD/- N. NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//

for *ehs*
SECTION OFFICER

To,

1. One CC to Sri. Bokka Satyanarayana Kamla Advocate [OPUC]
2. Two CCs to GP For Irrigation Comm Area Dev ,High Court Of Andhra Pradesh. [OUT]
3. Two CD Copies

AL
AG

Ry116

HIGH COURT

DATED:18/07/2023

ORDER

WP.No.15092 of 2021

CLOSING THE WP WITHOUT COSTS

5 Copies
TP
14/8/2023

