

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

[3206]

(Special Original Jurisdiction)

SATURDAY, THE FOURTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO



WRIT PETITION NO: 19170 OF 2021

Between:

D Venkata Ramana, S/o Appa Rao, about 38 years, R/o 4-56, Rajapudi, Jaggampeta Mandal, EG dist.

AND

Petitioner

1. The State of Andhra Pradesh, Rep. by Principal Secretary, Panchayatraj and Rural Development, Secretariat Buildings, Amaravathi.
2. The Commissioner of Panchayat Raj and Rural Development, Government of Andhra Pradesh, Amaravati.
3. The District Collector of East Godavari District, Kakinada.
4. The Superintendent Engineer, Panchayat Raj Circle Office, Kakinada, East Godavari District.
5. The Executive Engineer, Panchayat Raj Division, Rajamahendravaram, East Godavari District.
6. The Government of Andhra Pradesh, rep. by its Principal Secretary, Finance Department, Secretariat buildings, Amaravati.
7. The Union of India, rep. by its Secretary, Central Secretariat, Secretariat buildings New Delhi, India.
8. The Chief Executive Officer, Zilla Praja Parishad, Kaknda E.G.Dt.
9. The Rajapudi Grampanchayat, rep. Secretary, Jaggampeta Mandal, E.G.Dt.

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 issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus to declaring the inaction on the part of the respondents herein not releasing the bill amounts worth of rupees 32,60,248/-with interest under MGNREGS and Z.P.funds to the petitioner till today after completion of Execution of works of laying the internal CC Roads, in the area Respondent No.8 grampanchyats and causing heavy loss with interest even though total works were completed with in time as illegal, arbitrary and violative of Articles 14,16,21 of Constitution of India and consequentially direct the respondents to release and pay the amounts of worth of rupees 32,60,248/-with interest under MGNREGS and Z.P.funds forthwith to the petitioner;

IA NO: 1 OF 2021

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 and pay the amounts of worth of rupees 32,60,248/- with interest under MGNREGS and Z.P.funds forthwith to the petitioner, pending disposal of the Writ Petition No.19170 of 2021, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri.Bokka Satyanarayana, Advocate for the Petitioner, learned GP for Panchayat Raj & Rural Development for the Respondent Nos.1 to 5, learned GP for Finance for the Respondent No.6, Sri N Harinath, Assistant Solicitor General for Respondent No.7 and Sri.I.Koti Reddy, Standing Counsel for Respondent No.8 & 9, the Court made the following

ORDER:

In a similar circumstance, this Court by an order dated 23.08.2021 in W.P.No.16460 of 2021 had given an interim direction to the respondents to clear the bills submitted by the petitioner for the works executed by him under Mahatma Gandhi National Rural Employment Guarantee Scheme/Contract Works and make payment to the petitioner within a period of two weeks from the date of order.

Accordingly, there shall be a direction to the respondents to clear the bills submitted by the petitioner for the works executed by him under Mahatma Gandhi National Rural Employment Guarantee Scheme/Contract Works and make payment to the petitioner within a period of two weeks from today.

Sd/-M.RameshBabu
ASSISTANT REGISTRAR

//TRUE COPY//

Fo SECTION OFFICER

To,

1. The Principal Secretary, Panchayatraj and Rural Development, State of Andhra Pradesh, Secretariat Buildings, Amaravathi.
2. The Commissioner of Panchayat Raj and Rural Development, Government of Andhra Pradesh, Amaravati.
3. The District Collector of East Godavari District, Kakinada.
4. The Superintendent Engineer, Panchayat Raj Circle Office, Kakinada, East Godavari District.
5. The Executive Engineer, Panchayat Raj Division, Rajahmahendravaram, East Godavari District.
6. The Principal Secretary, Finance Department, Government of Andhra Pradesh, Secretariat buildings, Amaravati.
7. The Secretary, Union of India, Central Secretariat, Secretariat buildings New Delhi, India.
10. The Chief Executive Officer, Zilla Praja Parishad, Kaknda E.G.Dt.
8. The Secretary, Rajapudi Grampanchayat, Jaggampeta Mandal, E.G.Dt. (1 to 8 by RPAD)
9. One CC to SRI.BOKKA SATYANARAYANA Advocate [OPUC]
10. One CC to Sri N. Harinath, learned Assistant General [OPUC]
11. Two CCs to GP for Panchayat Raj & Rural Development, High Court Of Andhra Pradesh. [OUT]
12. One CC to Sri.I.Koti Reddy, Standing Counsel [OPUC]
13. Two CCs to The Advocate General, High Court Of Andhra Pradesh. [OUT]
14. Two CCs to GP for Finance, High Court Of Andhra Pradesh. [OUT]
15. One spare copy

SRL



HIGH COURT

RRRJ

DATED:04/09/2021

ORDER

WP.No.19170 of 2021

DIRECTION

