



(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
WEDNESDAY, THE TWENTIETH DAY OF SEPTEMBER,
TWO THOUSAND AND TWENTY THREE

:PRESENT:
THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WRIT PETITION NO: 24450 OF 2023

Between:

K Vijaya Bhaskar Reddy, PER LS Kalluru Dhamodara S/o Late K. Vijaya Bhasker
Aged about 39 years, occ . contractor, R/o Bingidoddi Village,Veldurthi Mandal,
Kurnool Dist. And

...Petitioner

AND

1. The State of Andhra Pradesh, Rep.by its Principal Secretary, Department of Finance and Planning, Secretariat Buildings, Velagapudi, Amaravathi Guntur District.
2. State of Andhra Pradesh, Represented by its, Special Chief Secretary, Department of Irrigation and Water Resources Secretariat, Velagapudi, Guntur District.
3. The Assistant Executive Engineer, M I W Section, Kurnool District.
4. The Deputy Executive Engineer, M I W Sub division, Kurnool District.
5. The Executive Engineer, M I W Division, Kurnool District.
6. The Pay and Accounts Officer, Works and Accounts, D.No.29-2-52, Manasa Complex, Rama Mandiram Street, Governorpet, Vijayawada, Krishna District

...Respondents

WHEREAS the Petitioner above named through his/her Advocate SUSHMA YAGANTI 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 order, writ or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not releasing the final bill amount of Rs 7,06,784/- Rs 3,56,582/- totaling of 10,63,366/- to the petitioner including interest for the works 1)Construction of check dam across peremulavanka near of bongidoddi village velduthi mandal Kurnool district 2)Desilting of peremulavaka near bingidoddi village veldurthi mandal Kurnool district in pursuance of Agreement with the 5th respondent Vide Agreement No.1291/2018-19 and 1290/2018-19 dated 13.08.2018, as being illegal, arbitrary, violation of principles of natural justice and Unconstitutional and consequently direct the respondents to pay undisputed final bill amount of Rs 7,06,784/- Rs 3,56,582/- totaling of 10,63,366/- to the petitioner including interest for the works 1)Construction of check dam across peremulavanka near of bongidoddi village velduthi mandal Kurnool district 2)Desilting of peremulavaka near bingidoddi village veldurthi mandal Kurnool district in pursuance of Agreement with the 5th respondent Vide Agreement No. 1291/2018-19 and 1290/2018-19 dated 13.08.2018.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Sushma Yaganti Advocate for the Petitioner, Assistant Government Pleader for Irrigation & CAD for the Respondent Nos. 1 & 6, GP for Finance & Planning for the Respondent Nos. 2 to 5, 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, State of Andhra Pradesh, Department of Finance and Planning, Secretariat Buildings, Velagapudi, Amaravathi Guntur District.
 2. The Special Chief Secretary, State of Andhra Pradesh, Department of Irrigation and Water Resources Secretariat, Velagapudi, Guntur District.
 3. The Assistant Executive Engineer, M I W Section, Kurnool District.
 4. The Deputy Executive Engineer, M I W Sub division, Kurnool District.
 5. The Executive Engineer, M I W Division, Kurnool District.
 6. The Pay and Accounts Officer, Works and Accounts, D.No.29-2-52, Manasa Complex, Rama Mandiram Street, Governorpet, 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 within four (4) weeks.

**The Court made the following
ORDER:**

"Notice before admission.

List the matter after four (4) weeks.

In the meanwhile, learned Assistant Government Pleader for Irrigation & CAD to secure written instructions in the matter."

**Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR**

//TRUE COPY//

For

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Department of Finance and Planning, Secretariat Buildings, Velagapudi, Amaravathi Guntur District.
2. The Special Chief Secretary, State of Andhra Pradesh, Department of Irrigation and Water Resources Secretariat, Velagapudi, Guntur District.
3. The Assistant Executive Engineer, M I W Section, Kurnool District.
4. The Deputy Executive Engineer, M I W Sub division, Kurnool District.
5. The Executive Engineer, M I W Division, Kurnool District.
6. The Pay and Accounts Officer, Works and Accounts, D.No.29-2-52, Manasa Complex, Rama Mandiram Street, Governorpet, Vijayawada, Krishna District (Addressee nos. 1 to 6 by RPAD- along with a copy of petition and affidavit)
7. One CC to Ms. Sushma Yaganti, Advocate [OPUC]
8. Two CCs to GP for Finance & Planning Department, High Court of Andhra Pradesh. [OUT]
9. Two CCs to Government Pleader for Irrigation & CAD, High Court of Andhra Pradesh. [OUT]
10. **One spare copy**

CVSS

HIGH COURT

NJSJ

DATED:20/09/2023

LIST THE MATTER AFTER FOUR (4) WEEKS

NOTICE BEFORE ADMISSION

WP.No.24450 of 2023

