



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

**TUESDAY, THE SEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

**THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA
PRASAD**

WRIT PETITION NO: 2113 OF 2026

Between:

1. M/s. Sri Krishna Enviro Engineers,, Rep.by its Managing Partner, D. Krishna Moorthy, S/o. Venkateswarlu, Aged about 62 years, Occ Contractor, R/o. D.No. 272/A, Ut Floor, MLA Colony, Road No. 12, Banjara Hills, Hyderabad

...Petitioner

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Municipal Administration and Urban Development Department, Secretariat Buildings, Velagapudi, Guntur District 522 238

2. The Mangalagiri Tadepalli Municipal Corporation, Rep. by its Commissioner, Mangalagiri, Guntur District. 522 503

3. The Superintending Engineer FAC, Mangalagiri Tadepalli, Municipal Corporation, Mangalagiri, Guntur District. 522 503

4. Municipal Engineer, Mangalagiri Tadepalli, Municipal Corporation, Mangalagiri, Guntur District. 522 503

5. The State of Andhra Pradesh, Represented by its Principal Secretary, Finance Department, Secretariat Buildings, Velagapudi, Guntur District. 522 238

...Respondents

Counsel for the Petitioner: SURESH KUMAR REDDY KALAVA

Counsel for the Respondents: A S C BOSE (SC FOR MUNICIPAL CORPORATIONS AP) Counsel for the Respondents:GP MUNICIPAL

**ADMN AND URBAN DEV AP Counsel for the Respondents:GP FOR
FINANCE PLANNING**

The Court made the following ORAL ORDER:

Heard Sri P. Anand Surya, learned Counsel appearing on behalf of Sri Suresh Kumar Reddy Kalava, learned Counsel for the Writ Petitioner, Sri S. Vijaya Kumar, learned Counsel appearing on behalf of Sri A.S.C. Bose, learned Standing Counsel for Municipal Corporations and Ms. D. Nagachandrika, learned Assistant Government Pleader for Finance and Planning.

2. The present Writ Petition is filed seeking following relief:

“.....to issue a writ of mandamus declaring the action of the Respondents herein, in withholding the payment of CC 2nd and Part Bill in Net amount of Rs. 12,79,000/- even after finalizing the bills payable to the petitioner in relation to the work i.e., “Mangalagiri Municipality - Construction of Municipal Community Hall at Rajeev Gruhakalpa in 27th ward under General Funds vide Agreement No.96/2020-21, Dt.21.07.2020 is questioned, as the same is illegal and arbitrary apart from violates of Articles 14, 16, 19 & 300- A of the Constitution of India and consequently direct the respondents to consider for payment of bills in CC 2nd and Part Bill in Net amount of Rs. 12,79,000/- with an interest @24% per annum for the delayed amount to the petitioner in respect of execution of above-mentioned work., forthwith and pass....”

3. Sri S. Vijaya Kumar, learned Counsel appearing on behalf of Sri A.S.C. Bose, learned Standing Counsel for Municipal Corporations has submitted the Written Instruction furnished by the Commissioner, Mangalagiri Tadepalli Municipal Corporation, dated 26.01.2026. Copy of the Written Instruction is also furnished to the learned Counsel for the Writ Petitioner. This Written Instruction is taken on record.

4. The Written Instruction would indicate that there is vigilance enquiry that is going on in respect of all contractual works relating to all works done between 2019-2014. The fact that the vigilance enquiry is pending is reflected from the Written Instruction furnished by the Commissioner, Mangalagiri Tadepalli Municipal Corporation.

5. Sri S. Vijaya Kumar, learned Counsel appearing on behalf of Sri A.S.C. Bose, learned Standing Counsel for Municipal Corporations has brought it to the notice to this Court that in the similar circumstances, the learned Single Judge of this Court vide Order dated 04.07.2025 in W.P.No.12525 of 2024 was pleased to issue certain directions by granting some time for payment of the amounts due. This Court has perused the conditions mentioned in Para No.8 of the said Order. Having considered the same, the following directions are issued :

- i.* The Writ Petitioner shall submit a security bond undertaking to reimburse the amount to the Respondent Corporation, if any on account of deficiency in the work or excess payment is made by the Respondent Corporation pursuant to the ongoing vigilance enquiry;
- ii.* On furnishing of the security bond, the Respondent Authorities, particularly, Respondent Nos.2 and 5 are directed to complete the entire administrative process, both Inter-departmental and Intra-departmental by way of mutual cooperation and coordination, within a period of 10 weeks from the date of furnishing of security bond and transfer the amount to the bank account of the Writ Petitioner within three weeks thereafter;
- iii.* Writ Petitioner is directed to submit the bank account details to the competent authority within three weeks from today for effecting such transfer.

6. With these observations and directions, this Writ Petition stands allowed. No order as to costs.

7. Interlocutory Applications, if any, stand closed in terms of this order.

GANNAMANENI RAMAKRISHNA PRASAD, J

Dt: 07.04.2026

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HON'BLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION No. 2113 OF 2026

07.04.2026

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