

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



**MONDAY, THE THIRTY FIRST DAY OF JULY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 27170 OF 2021

Between:

Ambati Lakshmana Prasad, S/o. Rama Swamy, Aged about 64 years, Occ: Ex-Chairman of Distributary Committee-32, R/o. Vakkapatlavaripalem Village, Nagayalanka Mandal. Krishna District.

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Finance and Planning, Secretariat. Velagapudi, Amaravathi, Guntur District.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Irrigation and Command Area Development Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
3. The Chief Engineer, Minor Irrigation Department, Vijayawada, Krishna District.
4. The District Collector, Machilipatnam, Krishna District,
5. The Superintendent Engineer, Irrigation Circle, Vijayawada, Krishna District.
6. The Executive Engineer, Water Resources Department, Drainage Division, Gudivada, Krishna District.

...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 declaring the action of the respondents in non payment of amounts due for the last three years even after finalizing the bills, payable to the petitioner after the successful completion of the execution of 2 different works i.e., Removal of weed growth in all minor drains under the jurisdiction of WUA No.213. Nangegadda in weed free condition for the year 2018-19 and Removal of weed growth in Medium drains under D.C.No.32 Nagayalanaka for the year 2018-19 in Krishna District under Neeru-Chettu programme duly approved by the respondents, as illegal, arbitrary, unjust, unreasonable and unconstitutional and consequently direct the respondents to consider the payment of amounts due to the petitioner in respect of execution of said works forthwith.

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 direct the respondents to pay the amounts payable to the petitioner for 2 different works i.e., "Removal of weed growth in all minor drains under the jurisdiction of WUA No.213, Nangegadda in weed free condition for the year 2018-19 and Removal of weed growth in Medium drains under D.C.No.32 Nagayalanaka for the year 2018-19 in Krishna District- executed by him under "Necru-Chettu- programme immediately, pending disposal of the main writ petition.

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 15-03-2022 in IA.No.1/2021 in WP.No.27170/2021 for payment of amount for further period of four months from now onwards.

Counsel for the Petitioner: M/s. NIMMAGADDA REVATHI

Counsel for the Respondent No. 1: GP FOR FINANCE PLANNING

Counsel for the Respondent Nos. 2 to 6: GP FOR IRRIGATION

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO.27170 OF 2021

ORDER:

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

When the matter is taken up for hearing, learned counsel for the petitioner submitted that the orders dated 15.03.2022 of this Court has been complied with by the respondents by paying the total due amount claimed by the petitioner. Therefore, no cause survives and no further orders are required to be passed in the present Writ Petition.

Learned Government Pleader for the respondents also confirmed the compliance of the orders of this Court.

In view of the submissions made by the learned counsel for the petitioner and learned Government Pleader for the respondents, the present writ petition is closed. There shall be no order as to costs.

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

Sd/- A.VENUGOPALA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to M/s. NIMMAGADDA REVATHI, Advocate [OPUC]
2. Two CCs to GP FOR FINANCE PLANNING, High Court of Andhra Pradesh. [OUT]
3. Two CCs to GP FOR IRRIGATION, High Court of Andhra Pradesh. [OUT]
4. Two CD Copies

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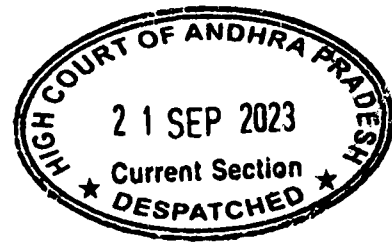
HIGH COURT

DATED:31/07/2023

ORDER

WP.No.27170 of 2021

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26/8/23



CLOSING THE WP WITHOUT COSTS