

**THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA**

**WRIT PETITION No.24455 of 2023**

**ORDER:**

1. This writ petition under Article 226 of Constitution of India is filed to issue writ of mandamus, declaring the action of respondents in withholding payments of bill, payable to the petitioner in relation to the execution of work i.e., Re-Construction of Check Dam Across Peddavanka near Katipalle Village in SR Puram Mandal of Chittoor District vide Supplemental Agreement No.48/DN/2018-19 dated 22.01.2019 and Original Agreement No.327/DN/2017-2018, as illegal, arbitrary and contrary to the principles of natural justice.
2. It is the case of the petitioner that the petitioner has executed the work i.e., Re-Construction of Check Dam Across Peddavanka near Katipalle Village in SR Puram Mandal of Chittoor District vide Supplemental Agreement No.48/DN/2018-19 dated 22.01.2019 and Original Agreement No.327/DN/2017-2018, the respondents having been satisfied with the execution of works, prepared the bills, but the amount was not paid, for different reasons.
3. During hearing, learned Government Pleader for Irrigation placed on record, the written instructions passed by the Executive Engineer, (FAC), Irrigation Division, Tirupati, dated 31.10.2023 stating that budget was not released and the bills were not uploaded.

4. In view of the instructions placed on record, the respondents are directed to clear the bill amounts of Rs.5,87,868/- to the petitioner, along with the interest @ 6% per annum, in view of the judgment of the Hon'ble Division Bench of this Court in Writ Appeal No.724 of 2021 and batch dated 12.10.2023, within a period of six (06) weeks from the date of receipt of a copy of this order, failing which the bill amounts will carry interest @ 12% per annum, till the actual payment of the amount to the petitioner.

5. With the above directions, the Writ Petition is disposed of, without touching the merits, as to the maintainability of the writ petition. There shall be no order as to costs.

6. Consequently, Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed.

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**VENKATESWARLU NIMMAGADDA, J**

31.10.2023  
LSP

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