

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

WEDNESDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 17196 OF 2023

Between:

✕ Goriparthi Bhaskar Sai, S/o. G.Venkateswara Rao, Aged about 23 years, Occ Contractor, R/o. Door No.43-106/1-47, Thota Vari Street, 4th Line, Ajith Singh Nagar, Vijayawada, N.T.R. District., Previously Krishna District

...PETITIONER

AND

1. The State Of Andhra Pradesh, Rep by its Principal Secretary to Government Irrigation & CAD Water Resources Department, Secretariat Buildings, A.P. Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, (Irrigation Wing), Krishna District at Challapalli.
3. The Engineer-in-Chief, Minor and Major Irrigation Department Government of Andhra Pradesh, Irrigation Bhavan, Vijayawada, N.T.R. District, previously Krishna District.
4. The Superintending Engineer, Superintending Engineer Irrigation AND Water Resources Department, Irrigation Circle Office, Vijayawada, N.T.R. District, previously Krishna District.
5. The Executive Engineer, Water Resources Department, K.C.Division, Vijayawada, N.T.R. District, Previously Krishna District.
6. The Commissioner, Command Development Authority (CAD) Water Resources Department, Government of Andhra Pradesh, Vijayawada.
7. The State of Andhra Pradesh, . Rep. by its Principal Secretary, Finance Department, Secretariat Buildings, Velagapudi, Amaravati, Guntur 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 an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declare the inaction on part of the respondents herein not releasing the final bill amount worth of Rs. 7,47,092/- Agreement No.26/2022-23, dated 11.08.2022, with interest of execution and completion of Irrigation works under Irrigation Department as per agreement, to the petitioner till today and causing heavy loss with interest even though total work was completed as per the agreement as illegal, arbitrary and violative of Articles 14, 16 and 21 of the Constitution of India and consequentially to direct the respondents releasing the final bill of total amount worth of Rs.7,47,092/- for execution of completion of

Irrigation works under Irrigation Department as per agreement to the petitioner forthwith.

IA NO: 1 OF 2023

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 releasing the Final Bill amount of Rs.7,47,092/- Agreement No.26/2022-23, dated 11.08.2022, for execution of completion of irrigation works under Irrigation Department as per agreement to the petitioner forthwith, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI. PAMARTHI KAMESWARA RAO

**Counsel for the Respondent Nos. 1 to 6: GP FOR IRRIGATION COMM AREA
DEV**

Counsel for the Respondent No. 7: GP FOR FINANCE AND PLANNING

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO.17196 OF 2023

ORDER:

1. Learned counsel for the petitioner(s) seeks permission of this Court to withdraw the present writ petition with a liberty to file a fresh writ petition.

2. Permission as sought for is accorded.

3. Accordingly, the Writ Petition is dismissed as withdrawn. However, the petitioner is at liberty to file a fresh writ petition if he has any grievance. There shall be no order as to costs.

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

//TRUE COPY//

SD/-SK MD RAFI
ASSISTANT REGISTRAR

ch
SECTION OFFICER

To,

1. One CC to SRI. PAMARTHI KAMESWARA RAO Advocate [OPUC]
 2. Two CCs to GP FOR IRRIGATION COMM AREA DEV, High Court Of Andhra Pradesh. [OUT]
 3. Two CCs to GP FOR FINANCE AND PLANNING, High Court of Andhra Pradesh. [OUT]
 4. Three CD Copies
- csb

HIGH COURT

NV, J

DATED:31/01/2024

ORDER

WP.No.17196 of 2023



**DISMISSING THE WP AS WITHDRAWN
WITHOUT COSTS**