

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No: W.P.No.2021 of 2023

PROCEEDING SHEET

SL. No.	DATE	ORDER	OFFICE NOTE
18.	15.07.2025	<u>HN, J</u> The learned counsel for the petitioner submits that the petitioner is aggrieved by the inaction on the part of the respondent Nos.4 and 5 in not releasing the payment due to the petitioner towards the supply of manpower of work in various segments of respondent/Corporation limits. It is submitted that the petitioner had engaged the services of labourers for completing emergency works relating to De-Siltation of drains, removal of wet silt and sludge from drains within the various divisions of respondent Nos.4 and 5 Corporation. For completing the work, the petitioner had deployed a trolley and also engaged manpower on a daily wage basis from 01.09.2018 to 03.01.2019. The payment for the work executed by the petitioner was not released. The petitioner submitted details of the work executed by him. Respondent Nos.4 and 5 Corporation had not executed the agreement with the petitioner and this Court, by order dated 04.04.2025, adjourned the matter to	Contd.,

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		09.04.2025 to enable the 4th respondent to intimate the date for executing the agreement. It was made clear that in the event the date was not intimated by the next date of adjournment, the Commissioner would be called upon to be present in the Court. Even today, the respondent is silent on informing the date executing the agreement. The learned counsel for the petitioner further submits that these are the works which were to be executed by deploying manual scavengers and the petitioner was instructed to deploy the required number of labourers for executing the work on a war-footing, considering the monsoon season. It is submitted that the petitioner has executed the work and completed the work to the satisfaction of respondent Nos.4 and 5 and the execution of the work is not disputed by the respondent Nos.4 and 5. Insofar as payment to the petitioner is concerned, no payments have been made so far and it is submitted that the petitioner had to pay the labourers engaged from his pocket. As a result, criminal complaints were filed by the labourers against the petitioner for non-	Contd.,

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		payment of wages. In their counter, respondent Nos.4 and 5 stated that out of 31 works, 25 work bills were paid to the petitioner and remaining 6 work bills are pending as the petitioner has not concluded a supplementary agreement with the Municipal Corporation, Ananthapuramu. It is further stated in the counter that the respondents are ready to pay the balance work bills which is sanctioned to the petitioner after conclusion of the supplementary agreement and thereafter, the bills will be processed for payment. Heard the learned counsel for the petitioner and learned Standing Counsel for the respondent Nos.4 and 5. Admittedly, the work executed and completed by the petitioner is not in dispute, even as seen from the recitals of the counter affidavit. The only issue which is impleading the respondent Nos.4 and 5 from releasing the payment to the petitioner is with regard to conclusion of a supplementary agreement which is to be entered by the respondent Nos.4/5 with the petitioner. A supplementary agreement, if any which is required to be executed as on date of entrustment of work in	Contd.,

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		the year 2018-19. When the matter was taken up for hearing, the learned Standing Counsel for respondent Nos.4 and 5 submitted that he would instruct the concerned respondents to close the issue. Considering the submissions, there shall be a direction to respondent Nos.4 and 5 to release the payments due payable to the petitioner, irrespective of whether the supplementary agreement is concluded or not executed for whatever be the reason within a period of four (04) weeks from the date of receipt of this order. This direction is passed by this Court, keeping in view the expenditure incurred by the petitioner and the hard work of the manual scavengers, who are deployed for clearing the drains/nalas during the year 2018-19. Post the matter on 21.07.2025 for reporting compliance. <u>HN, J</u> SR	