

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

THE HON'BLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION No.9768 of 2023

Sri B. Venkatadri Naidu, S/o.late
Venkata Rama Naidu, age 70 years,
Occ:Contractor, R/o.RTC Colony,
D.No.9/53-2, near RTC Depot
Venkatagiri, Tirupati District.

....Petitioner

Versus

The State of Andhra Pradesh, Rep. By
its Principal Secretary, Department of
Municipal Administration, A.P.
Secretariat Building, Velagapudi,
Amaravathi and 4 others.

....Respondents

ORDER:

Heard the learned counsel for the petitioner, the
learned Standing Counsel for the 4th respondent and the
learned Government Pleader for Finance for the respondent
Nos.2 and 3.

2. This writ petition is filed seeking refund of EMD and
FSD amounts of Rs.5,01,005/- in total by the respondent
Nos.2 to 4 to the petitioner.

3. The learned Standing Counsel appearing for the 4th
respondent filed counter affidavit admitting the execution of

the works by the petitioner and Rs.2,37,352/- is due towards refund of EMD amount (Earnest Money Deposit) and Rs.2,63,653/- is due towards FSD amount (Further Security Deposit) for the total 22 works executed by the petitioner under different agreements as mentioned in the table below:

Sl.No.	Agreement No.	EMD Amount (in Rs.)	FSD Amount (in Rs.)	Total EMD+FSD (in Rs.)
1.	Agt.294/2018-19	10,703/-	12,244/-	22,947/-
2.	Agt.130/2018-19	10,811/-	12,312/-	23,123/-
3.	Agt.292/2018-19	10,703/-	12,172/-	22,875/-
4.	Agt.133/2018-19	10,811/-	12,291/-	23,102/-
5.	Agt.291/2018-19	10,703/-	12,242/-	22,945/-
6.	Agt.295/2018-19	10,703/-	12,300/-	23,003/-
7.	Agt.176/2018-19	10,804/-	7,989/-	18,793/-
8.	Agt.206/2018-19	10,817/-	11,959/-	22,776/-
9.	Agt.209/2018-19	10,820/-	11,080/-	21,900/-
10.	Agt.210/2018-19	10,835/-	11,641/-	22,476/-
11.	Agt.154/2018-19	10,821/-	12,327/-	23,148/-
12.	Agt.208/2018-19	10,782/-	12,322/-	23,114/-
13.	Agt.134/2018-19	10,790/-	12,299/-	23,089/-
14.	Agt.136/2018-19.	10,796/-	12,243/-	23,039/-

15.	Agt.157/2018-19	10,788/-	12,287/-	23,075/-
16.	Agt.155/2018-19	10,807/-	12,244/-	23,051/-
17.	Agt.211/2018-19	10,808/-	12,341/-	23,149/-
18.	Agt.207/218-19	10,782/-	12,331/-	23,113/-
19.	Agt.212/2018-19	10,890/-	12,351/-	23,241/-
20.	Agt.137/2018-19	10,790/-	12,229/-	23,019/-
21.	Agt.197/2018-19	10,800/-	12,319/-	23,119/-
22.	Agt.156/2018-19	10,788/-	12,120/-	22,908/-
	Grand Total	2,37,352/-	2,63,653/-	5,01,005/-

4. However, the learned Standing Counsel appearing for the 4th respondent submits that, the said EMD amount is to be paid by the 3rd respondent and the same is processed to the 3rd respondent also by the 4th respondent. So far as the FSD amount is concerned, the 4th respondent will pay the same to the petitioner after release of funds from the Government.

5. In view of the above said facts and circumstances, the respondent Nos.2 to 4 are directed to refund the EMD and the FSD amounts in total a sum of Rs.5,01,005/- to the petitioner as expeditiously as possible within a period of eight

(08) weeks from the date of receipt of this order by complying with all the formalities. It is open for the respondents to make necessary deductions, if any, as per law.

6. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel, Miscellaneous Petitions pending, if any, shall stand closed.

JUSTICE B KRISHNA MOHAN

07.08.2023
PGT