

**THE HON'BLE SRI JUSTICE SANJAY KUMAR**

**WRIT PETITION NO.6276 OF 2008**

**DATED 3<sup>rd</sup> JUNE, 2015**

Between:

M/s.Dwarakamai Constructions, a firm represented

By its Managing Partner D.Madan Mohan Reddy.

.. Petitioner

and

The Government of Andhra Pradesh,

Represented by its Principal Secretary,

Labour, Employment, Training and Factories

(Lab.II) Department, Secretariat, Hyderabad,

And others.

.. Respondents

**THE HON'BLE SRI JUSTICE SANJAY KUMAR**

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**ORDER**

The issue arising in this writ petition is with regard to the deduction of labour

cess at the rate of 1% from the bills payable to the petitioner.

The matter is squarely covered by the earlier adjudication of this Court in W.P.No.11269 of 2009 and batch. A copy of the order dated 22.10.2009 passed in the said batch is placed on record.

In terms of the above order and for reasons alike, the writ petition is disposed of directing that:-

(a) the respondents shall include 1% cess in the estimates for the works which they propose to undertake, if the work continues for or beyond twelve months and involves engagement of 10 workers or more; and

(b) the respondents shall not deduct any amount towards cess, unless the corresponding amount is included in the estimates.

Pending Miscellaneous Petitions, if any, shall stand closed in the light of this final order. No order as to costs.

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**SANJAY KUMAR, J**

**3<sup>rd</sup> JUNE, 2015**

**PGS**