

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION Nos.6598, 6861 and 8645 of 2008

COMMON ORDER:

The issue raised in these writ petitions is with regard to the payment of 1% labour cess. This issue has been adjudicated by a learned Single Judge of this Court in Writ Petition No.11269 of 2009 and batch. The common order, dated 22.10.2009 passed in the said batch is placed on record.

In terms of the afore-stated common order and for reasons alike as were mentioned therein, these writ petitions are disposed of with the following directions.

- 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 in these writ petitions shall stand closed in the light of the afore-stated final order. No order as to costs.

SANJAY KUMAR, J

5th JUNE, 2015.

kvni