

**THE HON'BLE SRI JUSTICE G.CHANDRAIAH
AND
THE HON'BLE SRI JUSTICE U. DURGA PRASAD RAO**

WRIT PETITION No.41458 OF 2015

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ORDER: (Per the Hon'ble Sri Justice G.Chandraiah)

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_____ This writ petition is filed assailing the order, dated 17-08-2015, in O.A.No.4278 of 2015, whereunder the Tribunal disposed of the O.A. in the light of the directions contained in O.A.No.11076 of 2002, dated 11-12-2002 and in W.P.No.1045 of 2007, dated 13-11-2009.

_____ It is the case of petitioner that the proceedings No.C/268/2014 dated 11-12-2014 issued by the District Collector is applicable for only NMR/causal workers, who are full-time workers and the respondents 1 and 2 are not full-time workers. As per G.O.No.370 Finance (PC-III), dated 30-12-2010 the part-time workers are being paid Rs.1,623/- per month and the part time workers should put in atleast four hours of work per working day to get said wages. Since the respondents 1 and 2 are part time workers and they are being paid as per the G.O. and they are not entitled as per the proceedings of the District Collector.

_____ It is the case of the respondents 1 and 2 that they are part-time workers in Upper Primary Schools in Adilabad District since 1983 and 1987 respectively and they are not being paid minimum wages right from the date of their initial appointment. As such, they filed the present O.A.

_____ The Tribunal has considered the matter in right perspective and disposed of the O.A. in the light of the directions contained in O.A.No.11076 of 2002, dated 11-12-2002 and in W.P.No.1045 of 2007, dated 13-11-2009 and directed the respondents therein to pay minimum wages to the applicants. However, the orders relied on by the Tribunal in O.A.No.11076 of 2002 and W.P.No.1045 of 2007 are

not revived or altered or impugned. Therefore, it appears that the said orders become final.

In that view of the matter, the impugned order does warrant interference of this Court under Article 226 of Constitutions of India and the writ petition is liable for dismissal.

Accordingly, the Writ Petition is dismissed. Consequently, miscellaneous petitions, if any, pending in this Writ Petition shall stand closed.

G. CHANDRAIAH,J

U. DURGA PRASAD RAO,J

22-12-2015

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