

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION NO.14135 OF 2007

DATED:30-09-2016

Between:

The Depot Manager
APSRTC
Husnabad Depot,
Karimnagar District
and another

... Petitioners

And

The Industrial Tribunal-cum-
Labour Court, Godavarikhani
Rep. by its Chairman-cum-Presiding Officer ... Respondent

COUNSEL FOR THE PETITIONER: Mr. A. Ravi Babu

COUNSEL FOR THE RESPONDENT: -



THE COURT MADE THE FOLLOWING:

ORDER:

This writ petition is filed for a mandamus to set aside Award dt.2.12.2005 in I.D. No.43 of 2004, of the Labour Court, Godavarikhani.

On 23.06.2011 this Court has permitted the counsel for the petitioners to take out personal notice to respondent No.1 by Registered Post with Acknowledgement Due and file of proof of service within a period of two weeks subject to the condition that in default the writ petition shall stand dismissed as against the said respondent without further reference to the Court. As evidently proof of service was not filed, office endorsement was made on 30.08.2011 as against respondent No.1 by giving effect to order dt.23.06.2011. However, respondent No.1, who appeared to have received notice subsequently, entered appearance through her counsel on 25.12.2012. By the time the appearance was filed by respondent No.1, the writ petition was dismissed against her. No steps have been taken by the petitioners for setting aside the default order during the last five years. As the writ petition stood dismissed as against the contesting respondent, the cause in the writ petition does not survive for adjudication.

The writ petition is accordingly dismissed.

As a sequel to dismissal of the writ petition, W.P.M.P.No.17739 of 2007 shall stand disposed of as infructuous.

30-09-2016

C.V. NAGARJUNA REDDY, J

bnr

