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HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 6776 of 2017

- P. Chinnaya S/o P Appa Rao Aged About 58 Years R/o Ward No. 14, Rajiv Nagar, Jamul, Tahsil and District Durg Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh at Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pradatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through It's Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6813 Of 2017

- Erothu Baburao S/o Erothu Papayya Aged About 56 Years R/o Pedda Veedhi, Vajrapukotturu, Bathupuram, Srikakulam (Andhra Pradesh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through Labour Secretary And

Labour Commissioner, Raipur District Raipur Chhattisgarh.

2. President, State Industrial Court Of Chhattisgarhat Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma,

---- Respondent

And

WPS No. 6818 Of 2017

- Panchram Sahu S/o Purushotam Sahu Aged About 53 Years R/o Durga Chowk, Labour Camp, Ward No. 8, Jamul Cement Works Durg Tahsil And District Durg Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarhat Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121,

Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6810 Of 2017

- Tarachand Yadav S/o Bhagela Yadav, Aged About 60 Years R/o Subhash Nagar, Ward No.10, Jamul, Tahsil And District Durg, Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D.K.S. Bhawan, Raipur, District Raipur, Chhattisgarh
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg, Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh, Through Its Vice President I.M.Sharma

---- Respondent

And

WPS No. 6811 Of 2017

- Jhadu Ram S/o Ghasi Ram, Aged About 67 Years R/o House No.87/ A, Kanpa (Bellore), Bemetara, District Bemetara, Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D.K.S. Bhawan, Raipur, District Raipur, Chhattisgarh
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg, Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh, Through Its Vice President I.M.Sharma.

---- Respondent

And

WPS No. 6797 Of 2017

- Santosh Singh S/o Ram Singh Aged About 53 Years R/o 586, Main Road, Labour Camp Jamul Ward 12, Jamul, Jamul Cement Works, District Durg Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh

4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6807 Of 2017

- Devar Singh, S/O Ude Singh Aged About 65 Years R/o House No. 79, Ward No. 9, Sambalpur, Tahsil Chhuriya, District Rajnandgaon Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh at Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6783 Of 2017

- Kunwar Singh Sahu S/o Ratan Singh Sahu Aged About 82 Years R/o Subhash Nagar, Ward No. 10, Jamul Cement Works Durg Tahsil And District Durg Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6785 Of 2017

- Nobul Augustus Nathan S/o J. A. Nathan, Aged About 71 Years R/o B /19, Ward No. 14, A. C. C. Housing Sosayati, Kurud, Jamul, Tahsil And District Durg, Chhattisgarh.

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D. K. S. Bhawan, Raipur, District Raipur, Chhattisgarh.

3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul Bhilai, District Durg, Chhattisgarh.
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai, 20, Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh. Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6812 Of 2017

- Kachru Dhruv S/o Janak Ram Dhruv, Aged About 70 Years R/o Puran Baloda Bazar, District Baloda Bazar-Bhatapara, Chhattisgarh.

---- Petitioner

Vs

1. State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh at Raipur, Mahanadi Khand, Near D. K. S. Bhawan, Raipur, District Raipur, Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul Bhilai, District Durg, Chhattisgarh.
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai 20, Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh. Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6805 Of 2017

- Rajkumar Ramteke S/o Parmanand Ramteke, Aged About 52 Years R/o Durga Chowk, Labour Camp, Ward No. 13, Jamul Cement Works ,Durg Tahsil And District Durg Chhattisgarh

---- Petitioner**Vs**

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through It's Vice President I. M. Sharma.

---- Respondent**And****WPS No. 6777 Of 2017**

- Panchu Gopal Sahu S/o H.N.Saha, Aged About 61 Years R/o 1146-1147, Ward No.14, Dhancha Bhawan, Pragti Nagar, Kurud, Jamul Cement Works, Durg, Tahsil And District Durg, Chhattisgarh

---- Petitioner**Vs**

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh

2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D.K.S. Bhawan, Raipur, District Raipur, Chhattisgarh
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg, Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh, Through It's Vice President I.M.Sharma.

---- Respondent

And

WPS No. 6815 Of 2017

- Hirawan Sinha S/o Rupau Sinha, Aged About 56 Years R/o Maharana Pratap Ward No.16, Jamul, Tahsil And District Durg, Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D.K.S. Bhawan, Raipur, District Raipur, Chhattisgarh
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg, Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh, Through Its Vice President I.M.Sharma.

---- Respondent

And

WPS No. 6782 Of 2017

- Lakhan Lal Sahu S/o Shyamdayal, Aged About 54 Years R/o Nandini Road, Ward No.4, Barebhat, Jamul Cement Works, Dhamdha, Durg, Tahsil And District Durg, Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D.K.S. Bhawan, Raipur, District Raipur, Chhattisgarh
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg, Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement in the Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh, Through It's Vice President I.M.Sharma.

---- Respondent

And

WPS No. 6806 Of 2017

- Mehattar S/o Jhanglu Aged About 67 Years R/o Bordi, Durg Tahsil And District Durg Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And

Labour Commissioner, Raipur District Raipur Chhattisgarh.

2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6816 Of 2017

- Mangluram Thakur S/o Derha Thakur, Aged About 76 Years R/o Shitlapara, Hathkhoj, Ward No. 2, Bhilai Charoda, Durg, Tahsil And District Durg, Chhattisgarh.

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D. K. S. Bhawan, Raipur, District Raipur, Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul Bhilai, District Durg, Chhattisgarh.
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai 20, Carrying On

Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh. Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6803 Of 2017

- Kailash Yadav S/o Shama Yadav Aged About 67 Years R/o 1407, Nandani Road Rajeev Nagar, Chhawani, Bhilai, Durg Tahsil And District Durg Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh at Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6781 Of 2017

- Hariram S/o Bhangiram, Aged About 67 Years R/o Ward No. 8, Jamul Cement Works, Jamul, Tahsil And District Durg, Chhattisgarh.

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh at Raipur, Mahanadi Khand, Near D. K. S. Bhawan, Raipur, District Raipur, Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul Bhilai, District Durg, Chhattisgarh.
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai 20, Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh. Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6817 Of 2017

- Chhannu Lal Nishad S/o Ajulal, Aged About 51 Years R/o Kanharpara, Ward No 15, A.C.C. Jamul, Tahsil And District Durg, Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur, District Raipur, Chhattisgarh
2. President, State Industrial Court Of Chhattisgarh At Raipur, Mahanadi Khand, Near D.K.S. Bhawan, Raipur, District Raipur, Chhattisgarh
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg, Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian

Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul, Tahsil And District Durg, Chhattisgarh, Through Its Vice President I.M.Sharma.

---- Respondent

And

WPS No. 6819 Of 2017

- Shriram Chaudhri S/o Late Nepal Chaudhari, Aged About 50 Years R/o Ward No. 14, Rajiv Nagar, Jamul, Jamul, District Durg Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh at Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma.

---- Respondent

And

WPS No. 6821 Of 2017

- Kali Ram Sinha S/o Pusau Ram Sinha Aged About 53 Years R/o 427 Bhagwat Chowk, Labour Camp Ward No.

8, Jamul, Jamul Cement Works District Durg Chhattisgarh

---- Petitioner

Vs

1. The State Of Chhattisgarh Through Labour Secretary And Labour Commissioner, Raipur District Raipur Chhattisgarh.
2. President, State Industrial Court Of Chhattisgarh at Raipur, Mahanadi Khand, Near D. K. S. Bhawan Raipur, District Raipur Chhattisgarh.
3. Pragatisheel Cement Shramik Sangh, Labour Camp, Jamul, Bhilai, District Durg Chhattisgarh
4. General Manager (Now Vice President), The Associated Cement Companies Limited, Registered Under Indian Companies Act With The Registrar Of Companies, Bombay, Registered Office At Cement House 121, Maharshi Karve Road, Mumbai-20 Carrying On Manufacture Of Cement In The Name Of Jamul Cement Works At Jamul Tahsil And District Durg Chhattisgarh Through Its Vice President I. M. Sharma,

---- Respondent

For Petitioners Shri Punit Ruparel, Advocate.
For Respondents/State Shri R.K. Mishra, Dy. A.G.

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

06/12/2017

1. Learned counsel for the petitioners would submit that the issue raised in these writ petitions is squarely covered by an order passed by this Court on 17.11.2017 in WPS No. 6107 of 2017 **(Ghanaram Verma Vs State of Chhattisgarh & Ors)**

2. Learned State counsel would submit that the present appears to be the dispute between the Management of the Associated Cement Companies Ltd, and its Workmen, therefore, State has no role to play in the said dispute.
3. In the matter of **Ghanaram Verma (supra)** the following order has been passed by the Coordinate Bench of this Court on 17.11.2017.

“It appears that the petitioner is the member of the Union, which was before this Court in the Writ Petition No. 1659 of 2006 (**General Manager, the Associated Cement Companies Limited Vs. State of Chhattisgarh & Ors.**) decided on 22.03.2011, in which, this Court upheld the award, though in part, which is executable. The petitioner should take steps for execution of the award as per the order passed by this Court, referred to above. With liberty to approach the appropriate authority for execution of award, the petition is dismissed.”

4. As prayed by learned counsel for the petitioners, the present writ petitions are also disposed of in the same terms as in the matter of **Ghanaram Verma**.
5. A copy of the order passed in **Ghanaram Verma** is retained in the record of these writ petitions.

Sd/-

Judge

Prashant Kumar Mishra

Akhilesh

