

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SMT JUSTICE P.MADHAVI DEVI

WRIT PETITION NO: 26411 OF 2014

Between:

Shri Rama Kumara Swamy, S/o. Sathyanarayana, Occ: General Mazdoor,
Code:2361630 in Singareni Collieries Company Limited, R/o. H.No.19-1-24, Ashok
Nagar, Bellampally, Adilabad District.

...PETITIONER

AND

1. The Singareni Collieries Company Ltd, (A Govt. Company) rep. by its
Chairman and MD, Singareni Bhavan, Red Hills, PB. No. 18, Khairatabad PO,
Hyderabad - 500004.
2. The Chief General Manager, The Singareni, Collieries Company Ltd (A Govt.
Company) Mandamarri Division, Adilabad District.
3. The Chief Medical Officer, The Singareni, Collieries Company Limited (A.
Govt. Company), Mandamarri Division, Adilabad District.
4. The Colliers Manager, The Singareni, Collieries Company Ltd (A Govt.
Company) Mandamarri Division, Kasipet Mine, Adilabad District.

...RESPONDENTS

Petition Under Article 226 of the Constitution of India praying that in the
circumstances stated in the affidavit filed therewith, the High Court may be
pleased to issue a writ of mandamus or any other appropriate writ, declaring the
action of the respondent No.2 to 4 in not considering petitioner's representations
dt. 25-01-2014, 02-07-2011, 10-01-2011 for allotment of light o duties as Surface
General Mazdoor is illegal, arbitrary and unconstitutional.

I.A.NO:1 OF 2014(WPMP. NO: 33040 OF 2014)

Petition under Section 151 CPC praying that in the circumstances stated
in the affidavit filed in support of the petition, the High Court may be pleased to
direct the respondent No.2 to consider petitioner representation dt.25-01-2014
for allotment of light duties as Surface General Mazdoor in respondents
company.

Counsel for the Petitioner : SRI.K.JAGADISHWAR REDDY

Counsel for the Respondents : SRI.NANDIGAM KRISHNA RAO, SC FOR SINGARENI, COLLIERIES

The Court made the following ORDER

THE HONOURABLE SMT JUSTICE P. MADHAVI DEVI

WRIT PETITION No.26411 OF 2014

ORDER:

This Writ Petition is filed seeking a declaration that the action of the respondent Nos.2 to 4 in not considering the representations dated 25.01.2014, 02.07.2011, 10.01.2011 for allotment of light duties as Surface General Mazdoor as illegal and arbitrary.

2. Learned counsel for the petitioner submitted that the petitioner was suffering from hearing problem and was referred to SCCL main hospital, Kothagudem for treatment and thereafter, since he was not keeping good health, he had made a number of representations to the respondents to allot Surface General Mazdoor work and not the underground mine work. Since, his request was not considered and his representations were not disposed of, he filed the present writ petition in the year 2014. This case was initially listed in 2014 and thereafter, the matter is posted in the list for hearing only this year i.e., 2022.

3. It is noticed that in this writ petition the only prayer of writ petitioner is to give a direction to the respondents to dispose of his representations for allotting light work as Surface

General Mazdoor. There is no representation on behalf of the writ petitioner.

4. The Learned Standing Counsel for the respondent corporation appeared and submitted that after filing of this writ petition, the petitioner has not presented himself for work and therefore, no action could be taken on the representations made by the petitioner. He further submitted that the petitioner would have to go for medical examination by a competent doctor to find out his suitability or otherwise to work in under ground mines. He submitted that in the absence of such medical examination, no action can be taken on the representation of the petitioner. He also submitted that the petitioner is continuously absent after filing of this writ petition.

5. Having regard to the fact that the petitioner has made the representations in the year 2011 and 2014 and nearly 8 years has lapsed thereafter, this Court is of the opinion that at this stage no direction can be given to the respondents to consider and dispose of his representations. Therefore, this Court deems it fit and proper to direct that if the petitioner is still not well and has not been terminated from services by the company, then he is at liberty to give fresh representation to the

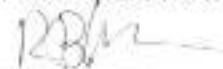
respondents and the respondents may consider his representation in accordance with law.

6. Accordingly, the writ petition is disposed of.

7. Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed.

SD/-N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To

1. One CC to SRI.K.JAGADISHWAR REDDY, Advocate [OPUC]
2. One CC to SRI.NANDIGAM KRISHNA RAO, SC FOR SINGARENI, COLLIERIES [OPUC]
3. Two CD Copies
4. One spare copy

S.A
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HIGH COURT

DATED:11/04/2022



ORDER

WP.No.26411 of 2014

DISPOSING OF
~~DISMISSING~~ THE W.P
WITHOUT COSTS.

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16/8/22