

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH**

TUESDAY, THE TWENTY NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FIFTEEN

:PRESENT:

THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

WP .NO:19791 of 2011

Between:

M/s. Jaiprakash Associates Limited, Rep. by its President Sri Anil A. Kaamt
S/o. Atmaram Kamat, H.No. 6-3-1099/1100, Plot No.14, Behind Babukhan's
Millenium Centre, Somajiguda, Raj Bhavan Road, Hyderabad.

..... Petitioner

AND

- 1 The Principal Secretary to Government Labour, Employment, Training and Factories Department, A.P. Secretariat, Hyderabad.
- 2 The Commissioner of Labour, TAKS Bhavan, RTC Cross Roads, Hyderabad.
- 3 The Joint Commissioner of Labour & Conciliation Officer, Office of Commissioner of Labour, TAKS Bhavan, RTC Cross Roads, Hyderabad.
- 4 The Superintending Engineer (Works) Major Irrigation, Circle I, AMR Project Nalgonda District.
- 5 SLBC Tunnies Construction Workers and Employees Union, Rep. by its General Secretary V. Krishan, S/o. Ramulu, CGR Bhavan, Srisailam Dam (West), Mahaboobnagar District.

.....Respondents

Petition under Article 226 of the Constitution of India, praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, by declaring the G.O. Rt No. 517 of LET & F (Lab-II) Department dt. 22.04.2010 as illegal, arbitrary and without jurisdiction and consequently set side the said G.O. Rt No. 517 of LET & F (Lab-II) Department dt. 22.04.2010 in the interest of justice;

The petition coming on for hearing, upon perusing the petition and the affidavit filed herein and upon hearing the arguments of Sri Raja Reddy Koneti, Advocate for the Petitioner and of the Asst. GP for Labour, (TG), for the Respondent Nos.1 to 3, and of the GP for Irrigation, (TG), for the Respondent No.4, and of Sri B.G. Ravindra Reddy, Advocate for the Respondent No.5, the Court made the following.

ORDER:

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“Though Writ Petition is of the year 2011, counter was not filed even after four years.

Learned Assistant Government Pleader for Labour seeks time for filing counter.

It is unfortunate that having issued the impugned G.O. the Labour Department has failed to file counter, which shows their attitude to defend their case in the Court of law.

In view of the same, Rule Nisi. Call for records.

Notice returnable in four weeks.”

//TRUE COPY//

ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To

1. The Principal Secretary to Government Labour, Employment, Training and Factories Department, A.P. Secretariat, Hyderabad. (BY SPL. MESSENGER)
2. Two CCs to GP for Labour, (TG), High Court Buildings, Hyderabad (OUT)
3. Two CCs to GP for Irrigation (TG), High Court Buildings, Hyderabad (OUT)
4. One CC to Sri Raja Reddy Koneti, Advocate (OPUC)
5. one Spare Copy

HIGH COURT

AB

DRAFTED ON 3-10-2015

ARRJ

DATE: 29-9-2015

ORDER

WP. NO. 19791 OF 2011

DIRECTION