

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(SPECIAL ORIGINAL JURISDICTION)**

FRIDAY, THE TWENTY NINTH DAY OF MAY,
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA
WRIT PETITION NO: 3755 OF 2026



Between:

Nellimarla Jute Mills Company Limited, a company incorporated under the Companies Act, 1913 and having its factory at Post Office-Nellimarla, District Vizianagaram, Andhra Pradesh, Pin-535217 being represented by its authorized signatory, Maddula Venkateswara Rao, son of Late Ramayya Maddula, Aged about 72 years, Residing at 17-1-6/2 Ward No. 20, Grandhi Tirupathi Rao House, Near Maruthi Talkies, Bus Stand Road, Bhimavaram, West Godavari, Andhra Pradesh-534201.

...Petitioner

AND

1. Union of India, service through the Secretary, Ministry of Labour and Employment, Government of India, Shram Shakti Bhawan, Rafi Marg, New Delhi-110001.
2. Regional Provident Fund Commissioner-I, having office at Marripelam, NAD Post, Visakhapatnam-530009.

...Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ or direction more particularly one in the nature of WRIT OF MANDAMUS

a) direct the Respondent No.2 to grant 72 equal monthly instalments to pay the amount of arrear provident fund contribution of Rs.3,02,80,753/- (Rupees Three Crore Two Lakh Eighty Thousand Seven Hundred and Fifty Three) only as determined by the respondent No. 2 vide his order dated

October 29, 2025 under Section 7A of the said Act of 1952 in terms of the Circular dated February 11, 2014 issued by the Employees Provident Fund Organisation

b) direct the Respondent No.1 to pay the approved enhanced rate of B. Twill Jute Bags supplied by the petitioner company to the Government agencies with retrospective effect forthwith

c) A writ of or in the nature of Prohibition do issue forbearing the Respondents and/or its men, agents and employees from giving any effect and/or further effect to any recovery proceedings against the petitioner company that may be initiated under the provisions of the Employees Provident Funds and Miscellaneous Provisions Act, 1952 in terms of the said order dated October 29, 2025 passed by the Respondent No.2 under Section 7A thereof in any manner whatsoever till the disposal of the instant application

d) Direct the Respondents to certify and transmit to this Honble Court the records of the impugned proceedings particularly those relating to the said order dated, October 29, 2025 passed by the Respondent No.2 under Section 7A of the Employees Provident Funds and Miscellaneous Provisions Act, 1952 so that the same may be quashed and/or conscionable justice may be done to them;

IA NO: 1 OF 2026:

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondents and/or their men, agents and employees to restrain them from giving any effect and/or further effect to any recovery proceedings against the petitioner company that may be initiated under the provisions of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 in any manner whatsoever till the disposal of the any application, pending disposal of WP.No.3755 of 2026, on the file of the High Court.

IA NO: 2 OF 2026:

Petition under Section -151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondents or their men, agents and employees not to take any coercive measures against the petitioner company in pursuance to and in terms of the said order, dated October 29, 2025 or any orders that may be passed under Sections 7Q and 14B of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952, pending disposal of WP.No.3755 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court order dated 10.02.2026, 03.03.2026 & 20.04.2026 made herein and upon hearing the arguments of Sri Venkata Durga Rao Anantha, Advocate for the Petitioner and Additional Solicitor General for Respondent No.1 and Sri N.Srinivasa Rao, Advocate for Respondent No.2, the Court made the following

ORDER:

“On 10.02.2026, this Court upon considering the willingness expressed by the petitioner to pay the dues in 72 installments as an interim measure, prohibitory order dated 08.01.2026 is suspended vide No.GR/VSP/2/CC-61/8F/2026, for a period of four (04) weeks. ✓

Thereafter, the interim order is extended from time to time and the order which is granted to the petitioner to pay the installments periodically is not complied with. ✓

On the other hand, learned counsel appearing for the respondent(s) submits that as on the date, we have not received single installment and the petitioner is seeking extension of interim order without paying the installments intentionally. ✓

Today, when the matter is taken up, learned counsel for the petitioner is seeking for further extension of time, for which, Sri T. Balaji, learned counsel appearing for the respondent(s) opposed the same,

stating that the Court may direct the petitioner to deposit 50% of the deficit amount taking into consideration the conduct of the petitioner.

This Court is inclined to extend the interim order, subject to the petitioner depositing five (05) installments i.e., Rs.21,02,830/- within a period of one week, failing which, the interim stay which is passed by this Court on 10.02.2026 stands vacated."

SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri Venkata Durga Rao Anantha, Advocate [OPUC]
2. One CC to Additional Solicitor General, High Court of AP [OPUC]
3. One CC to Sri N.Srinivasa Rao, Advocate [OPUC]
4. One spare copy

PSD

HIGH COURT

GTK,J

DATE:29/05/2026

ORDER

WP.No.3755 of 2026

EXTENSION OF INTERIM ORDER

