

[3328]

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

**MONDAY, THE TWENTY SECOND DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 23437 OF 2025



Between:

1. M/s. Andhra Cements Ltd., A company registered under the Companies Act, 1956, Having its registered office at Durgapuram, Srinagar Post, Dachepalli Mandal, Palnadu District, Andhra Pradesh - 522414. Represented by its Authorised Signatory.
2. M/s. Sagar Cements Limited, A company registered under the Companies Act, 1956, Having its registered office at Plot 111, Road No. 10, Sravanthi Nagar, ICRISAT Colony, Jubilee Hills, Hyderabad, Telangana - 500033. Represented by its Authorised Signatory.

Petitioners

AND

1. Union of India, Ministry of Labour and Employment, Shram Shakti Bhawan, 5, Rafi Marg, Block G 6, Sansad Marg Area, New Delhi - 110001, Represented by Secretary.
2. Joint Commissioner of Labour, Guntur Zone Government of Andhra Pradesh 6-15-41 and 42, Kondaveeti Towers Apts., Aruridel Pet, Guntur, Andhra Pradesh.

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 pass an order or orders, direction or writ more particularly one in the nature of Writ of Mandamus, declaring the Assessment Order dated 07.07.2023 in Procs. No. C/1887-278/2012 passed by Respondent No. 2 as

arbitrary, illegal, issued in contravention of the Insolvency and Bankruptcy Code, 2016 and the law settled by the Hon'ble Supreme Court of India, and consequently set aside the same.

IA NO: 1 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in furtherance to the Assessment Order dated 07.07.2023 in Procs. No. C/1887-278/2012 passed by Respondent No. 2 and pass s, Pending disposal of WP 23437 of 2025, 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 dated:03.09.2025 & 06.11.2025 made herein and upon hearing the arguments of Sri N JEEVAN KUMAR Advocate for the Petitioner and of Additional Solicitor General of India for Respondent No.1,GP FOR LABOUR DEPARTMENT for Respondent No.2, the Court made the following

ORDER

Heard Sri T. Bala Krishna, learned Counsel appearing on behalf of Sri N. Jeevan Kumar, learned Counsel for the Writ Petitioners and Sri Shaik Abdul Rasheed, learned Assistant Government Pleader for Roads & Buildings, Transport and Labour.

2. Sri Shaik Abdul Rasheed, learned Assistant Government Pleader for Roads & Buildings, Transport and Labour seeks time to file Counter Affidavit.

3. Let Counter Affidavit be filed within four weeks. Two weeks thereafter for filing Rejoinder, if any.

4. List the matter on 02.03.2026.

5. Interim Order granted earlier shall continue till the next listing.

**SD/-K.V.RAGHAVULU
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI. N JEEVAN KUMAR Advocate [OPUC]
2. Two CCs to GP FOR LABOUR DEPARTMENT, High Court of A.P at Amaravathi.[OUT]
3. One CC to Additional Solicitor General of India , High Court of A.P.
4. **One spare copy**

HIGH COURT

GRKP,J

DATED:22.12.2025

LIST THE MATTER ON 02.03.2026

ORDER

WP.No.23437 of 2025

INTERIM ORDER EXTENDED

