

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

MONDAY, THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 26852 OF 2025



Between:

1. M.Mounika, W/o. Late Madugula King, H.No.4-120, Bheemavaram Village, Nandyal Mandal, Nandyal District.
2. M. Myra David, aged 8 years, D/o. Late King, H.No.4-120, Bheemavaram Village, Nandyal Mandal, Nandyal District.

...Petitioners

AND

1. Union of India, Rep by Principal Secretary, Ministry of Labour and Employment, New Delhi.
2. The Employee Provident Fund Organization, Rep by its Central Provident Fund Commissioner. Bhavishya Nidhi Bhavan, Bhikaji Cama Place, New Delhi-110 066.
3. The Regional Provident Fund Commissioner, Office of Employees Provident Fund Organization Regional Office, 3rd Lane, Krishna Nagar, Guntur.
4. The Assistant Provident Fund Commissioner, Employees Provident Fund Organization EPFO, Kadapa town, Kadapa District.
5. The Managing Director, Andhra Pradesh Corporation for Outsourced services (APCOS), Vijayawada.
6. The Joint Executive officer (FOSS), Dr. NTR Vaidya Seva Trust, Chinnakakani, Mangalagiri, Guntur District – 522503.
7. The District Coordinator, Dr.NTR Vaidya Seva, Kurnool.

8. Madugula Jayamma, W/o. Madugula Swamidasu, H.No.4-121,
Bheemavaram Village, Nandyal Mandal, Nandyal District.

...Respondents

WHEREAS the Petitioners above named through their Advocate SRI THATHIREDDY ASHOK SRIVASTAVA presented this 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, order or direction more particularly one in the nature of Writ of Mandamus Declaring the action of the 4th Respondent in releasing the Employees Provident Fund (EPF) benefits, including the accumulated amount of approximately Rs.8 Lakhs under EPF No. 100653290104, pertaining to the deceased Madugula King, to the 8th Respondent as illegal, arbitrary, unconstitutional, violative of principles of natural justice, and contrary to the provisions of the Employees Provident Funds and Miscellaneous Provisions Act, 1952, Employees Provident Fund Scheme, 1952 and Consequently direct the Respondents to forthwith release the entire EPF benefits, including the accumulated amount under EPF No. 100653290104, along with applicable interest, to the Petitioners.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of SRI THATHIREDDY ASHOK SRIVASTAVA Advocate for the Petitioner, and of Additional Solicitor General of India for the Respondent Nos.1 & 2, and of Standing Counsel for EPFO for the Respondent Nos.3 & 4, and of Sri K.Bheema Rao, Standing Counsel for APCOS for the Respondent No.5, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Ministry of Labour and Employment, Union of India, New Delhi.

2. The Central Provident Fund Commissioner, Employee Provident Fund Organization, Bhavishya Nidhi Bhavan, Bhikaji Cama Place, New Delhi-110 066.
3. The Regional Provident Fund Commissioner, Office of Employees Provident Fund Organization Regional Office, 3rd Lane, Krishna Nagar, Guntur.
4. The Assistant Provident Fund Commissioner, Employees Provident Fund Organization EPFO, Kadapa town, Kadapa District.
5. The Managing Director, Andhra Pradesh Corporation for Outsources services (APCOS), Vijayawada.
6. The Joint Executive officer (FOSS), Dr. NTR Vaidya Seva Trust, Chinnakakani, Mangalagiri, Guntur District – 522503.
7. The District Coordinator, Dr.NTR Vaidya Seva, Kurnool.
8. Madugula Jayamma, W/o. Madugula Swamidasu, H.No.4-121, Bheemavaram Village, Nandyal Mandal, Nandyal District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 03.11.2025, on which date the case stands posted for hearing.

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 Issue an direction to the 4th Respondent to restrain from releasing the Employees Provident Fund (EPF) benefits, including the accumulated amount of approximately Rs.8 Lakhs under EPF No. 100653290104, pertaining to the deceased Madugula King, to the 8th Respondent or any other person, pending disposal of WP No.26852 of 2025, on the file of the High Court.

The Court made the following: ORDER

“Issue Notice to the Respondents.

Learned counsel for the Petitioner is permitted to take out personal notice to the Respondent(s) by registered post with acknowledgment due and file proof of service into the Registry.

Considering the fact that the Petitioners are the wife and minor daughter, there shall be an interim direction to the Respondents not to pay more than 40% of the amount to pertaining to the Deceased Madugula King to Respondent No.8, pending disposal of the Writ Petition.

Post on 03.11.2025.”

//TRUE COPY//

SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR

SECTION OFFICER

For

To,

1. The Principal Secretary, Ministry of Labour and Employment, Union of India, New Delhi.
2. The Central Provident Fund Commissioner, Employee Provident Fund Organization, Bhavishya Nidhi Bhavan, Bhikaji Cama Place, New Delhi- 110 066.
3. The Regional Provident Fund Commissioner, Office of Employees Provident Fund Organization Regional Office, 3rd Lane, Krishna Nagar, Guntur.
4. The Assistant Provident Fund Commissioner, Employees Provident Fund Organization EPFO, Kadapa town, Kadapa District.
5. The Managing Director, Andhra Pradesh Corporation for Outsourced services (APCOS), Vijayawada.
6. The Joint Executive officer (FOSS), Dr. NTR Vaidya Seva Trust, Chinnakakani, Mangalagiri, Guntur District – 522503.
7. The District Coordinator, Dr.NTR Vaidya Seva, Kurnool.

8. Madugula Jayamma, W/o. Madugula Swamidasu, H.No.4-121, Bheemavaram Village, Nandyal Mandal, Nandyal District.(Addressees 1 to 8 by RPAD)
9. One CC to Sri.Thathireddy Ashok Srivastava, Advocate [OPUC]
10. One CC to Additional Solicitor General of India, High Court of Andhra Pradesh. [OPUC]
11. One CC to Standing Counsel for EPFO, High Court of Andhra Pradesh.
12. One CC to Sri K.Bheema Rao, Standing Counsel for APCOS, High Court of Andhra Pradesh.
13. One spare copy

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HIGH COURT

VN,J

DATED:06/10/2025

POST ON 03.11.2025

NOTICE BEFORE ADMISSION

WP.No.26852 of 2025

INTERIM DIRECTION

