

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

FRIDAY, THE FIRST DAY OF MAY

TWO THOUSAND AND TWENTY SIX



:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

WRIT PETITION NO: 20123, 20175, 20189 & 27381 OF 2025

WRIT PETITION NO: 20123 OF 2025

Between:

1. M/s Samkrg Pistons and Rings Limited Plant-II (Rings), Sy No.33, Varisham Village and Post, Ranasthalam Mandal, Srikakulam District. Rep by its Authorised Signatory and Director Operations, Saripalli Kishore, S/o. Saripalli Dali Mrutyunjaya Rao, Aged about 61 years, Occ. Business, R/o Dr.no.9-42-1, Balaji Nagar, Near SBI Zonal Branch, Siripuram, Visakhapatnam Urban, Andhra University, Visakhapatnam.
2. Saripalli Kishore, S/o. Saripalli Dali Mrutyunjaya Rao, Aged about 61 years, Occ. Business, Director of Smkrg Pistons and Rings Limited Plant-II (Rings), DIN No.01665768, R/o Dr.no.9-42-1, Balaji Nagar, Near SBI Zonal Branch, Siripuram, Visakhapatnam Urban, Andhra University, Visakhapatnam.

...Petitioner/s

AND

1. The State Of Andhra Pradesh, Rep.by its Principal Secretary, Labour Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Srikakulam District at Srikakulam Andhra Pradesh.
3. The Joint Commissioner of Labour, Visakhapatnam Zone-1, Visakhapatnam District.
4. The Deputy Commissioner of Labour, Srikakulam District, Srikakulam.

5. Samkrp Pistons (Rings) Workers Union, Represented by its General Secretary, Varisam Village and Post, Ranasthalam Mandal Srikakulam District.

.... Respondent/s

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 order or direction, more particularly one in the nature of writ of certiorari calling for the records for entertaining the petition filed by the 5th respondent u/s 33-C (2) of Industrial Dispute Act vide MP No.1 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam as illegal, arbitrary and without jurisdiction and against the Provisions of the Industrial Dispute Act and violation of Articles, 14,19 and 21 and of the Constitution of India consequently declare that initiation of the proceedings u/s 33-C (2) of Industrial Dispute Act vide MP No.1 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam null and void and without jurisdiction;

IA NO: 2 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 grant stay of all further proceedings in MP No.1 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam filed by the 5th respondent, Pending disposal of WP 20123 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 order dated 18.08.2025, 23.12.2025, 17.02.2026, 24.03.2026 & 24.04.2026 made herein and upon hearing the arguments of SRI DASARI S V V S V PRASAD Advocate for the Petitioners, Sri Sk. Abdul Rasheed, learned Assistant Government Pleader for Respondent Nos. 1, 3 & 4, Sri T. Sanjeeva Rao, learned Assistant Government Pleader for Respondent No.2, Sri M. Pitchaiah,

learned Counsel for the Unofficial Respondent No.5, the Court made the following.

WRIT PETITION NO: 20175 OF 2025

Between:

1. M/s Samkrp Pistons And Rings Limited Plant-II, (Rings), Sy No.33, Varisham Village & Post, Ranasthalam Mandal, Srikakulam District. Rep by its Authorised Signatory and Director Operations, Saripalli Kishore, S/o. Saripalli Dali Mrutyunjaya Rao, Aged about 61 years, Occ: Business, R/o Dr.no.9-42-1, Balaji Nagar, Near SBI Zonal Branch, Siripuram, Visakhapatnam Urban, Andhra University, Visakhapatnam.
2. Saripalli Kishore, S/o. Saripalli Dali Mrutyunjaya Rao, Aged about 61 years, Occ: Business, Director of Smkrp Pistons and Rings Limited Plant-II (Rings), DIN No.01665768, R/o Dr.no.9-42-1, Balaji Nagar, Near SBI Zonal Branch, Siripuram, Visakhapatnam Urban, Andhra University, Visakhapatnam.

Petitioner/s

AND

1. The State of Andhra Pradesh, Rep.by its Principal Secretary, Labour Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Srikakulam District at Srikakulam, Andhra Pradesh.
3. The Joint Commissioner of Labour, Visakhapatnam Zone-1, Visakhapatnam District.
4. The Deputy Commissioner of Labour, Srikakulam District, Srikakulam.
5. Samkrp Pistons (Rings) Workers Union, Represented by its General Secretary, Varisam Village and Post, RanasthalamMandal, Srikakulam District.

Respondent/s

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 order or direction, more particularly one in the nature of writ of certiorari called for the records for entertaining the petition filed by the 5th respondent u/s 33-C (2) of Industrial Dispute Act vide MP No.2 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam as illegal, arbitrary and without jurisdiction and against the Provisions of the Industrial Dispute Act and violation of Articles, 14,19, 21 and of the Constitution of India consequently declare that initiation of the proceedings u/s 33-C (2) of Industrial Dispute Act vide MP No.2 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam null and void and without jurisdiction.

IA NO: 2 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings in MP No.2 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam filed by the 5th respondent, Pending disposal of WP 20175 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 earlier order of the High Court dated 06.08.2025, 18.08.2025, 28.10.2025, 07.11.2025, 23.12.2025 & 17.02.2026, made herein and upon hearing the arguments of Sri DASARI S V V S V PRASAD, Advocate for the Petitioners, learned GP FOR LABOUR for the Respondent Nos.1, 3 & 4 and of GP for Revenue for Respondent No.2 and of Sri Y.D.Sagar, learned Counsel appearing on behalf of Sri M.Pitchaiah, learned Counsel for the Respondent No.5, the Court made the following

WRIT PETITION NO: 20189 OF 2025

Between:

1. M/S Samkrp Pistons and Rings Limited Plant-II (Rings), .Sy No.33, Varisham Village and Post, Ranasthalam Mandal, Srikakulam District.
Rep by its Authorised Signatory and Director Operations, Saripalli

Kishore, S/o. Saripalli Dali MrutyunjayaRao, Aged about 61 years, Occ Business, R/o Dr.no.9-42-1, Balaji Nagar, Near SBI Zonal Branch, Siripuram, Visakhapatnam Urban, Andhra University, Visakhapatnam.

2. Saripalli Kishore, S/o. Saripalli Dali MrutyunjayaRao, Aged about 61 years, Occ Business, Director of Smkrg Pistons and Rings Limited Plant-II (Rings), DIN No.01665768, R/o Dr.no.9-42-1, Balaji Nagar, Near SBI Zonal Branch, Siripuram, Visakhapatnam Urban, Andhra University, Visakhapatnam.

...Petitioners

AND

1. The State of Andhra Pradesh, Rep.by its Principal Secretary, Labour Department, Secretariat Buildings Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Srikakulam District at Srikakulam, Andhra Pradesh.
3. The Joint Commissioner of Labour, Visakhapatnam Zone-1, Visakhapatnam District.
4. The Deputy Commissioner of Labour, Srikakulam District, Srikakulam.
5. Samkrg Pistons (Rings) Workers Union, Represented by its General Secretary, Varisam Village and Post, Ranasthalam Mandal Srikakulam District

...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 order or direction, more particularly one in the nature of writ of certiorari called for the records for entertaining the petition filed by the 5th respondent u/s 33-C (2) of Industrial Dispute Act vide MP No.3 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam as illegal, arbitrary and without jurisdiction and against the Provisions of the Industrial Dispute Act and violation of Articles, 14, 19, 21 and of the

Constitution of India consequently declare that initiation of the proceedings u/s 33-C (2) of Industrial Dispute Act vide MP No.3 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam null and void and without jurisdiction.

IA NO: 2 OF 2025

Petition under Section 151 of 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 grant stay of all further proceedings in MP No.3 of 2024 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam filed by the 5th respondent, Pending disposal of WP 20189 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 High Court order dated 04.08.2025 & 18.08.2025, 28.10.2025, 07.11.2025, 23.12.2025 & 17.02.2026 made herein and upon hearing the arguments of Sri Dasari.S.V.V.S.V.Prasad, Advocate for the Petitioners, and of GP for Labour, for the Respondent Nos.1, 3 & 4; GP for Revenue for the Respondent No.2 and Sri M. Pitchaiah, Advocate for the Respondent No.5, the Court made the following;

WRIT PETITION NO: 27381 OF 2025

Between:

1. M/S Samkrig Pistons and Rings Limited Plant-II (Rings), Sy No.33, Varisham Village and Post, Ranasthalam Mandal, Srikakulam District. Rep by its Authorised Signatory and Director Operations, Saripalli Kishore, S/o. Saripalli Dali Mrutyunjaya Rao, Aged about 61 years, Occ Business, R/o Dr.no.9-42-1, Balaji Nagar, Near SBI Zonal Branch, Siripuram, Visakhapatnam Urban, Andhra University, Visakhapatnam.
2. Saripalli Kishore, S/o. Saripalli Dali Mrutyunjaya Rao, Aged about 61 years, Occ Business, Director of Samkrig Pistons and Rings Limited Plant-II (Rings), DIN No.01665768, R/o Dr.no.9-42-1, Balaji Nagar, Near

SBI Zonal Branch, Siripuram, Visakhapatnam Urban, Andhra University,
Visakhapatnam.

... Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Labour Department, Secretariat Buildings, Velagapudi Amaravathi, Guntur District.
2. The District Collector, Srikakulam, at Srikakulam, Andhra Pradesh State.
3. The Joint Commissioner of Labour, Visakhapatnam Zone-1, Visakhapatnam District.
4. The Deputy Commissioner of Labour, Srikakulam District, Srikakulam.
5. Samkrp Pistons (Rings) Workers Union, Represented by its General Secretary, Varisam Village and Post, Pydibhimavaram, Ranasthalam Mandal Srikakulam District - 532409

... 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 order or direction, more particularly one in the nature of writ of certiorari called for the records for entertaining the petition filed by the 5th respondent u/s 33-C (2) of Industrial Dispute Act under MP No. 12 of 2025 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam as illegal, arbitrary and without jurisdiction and against the Provisions of the Industrial Dispute Act and violation of Articles, 14, 19, 21 of the Constitution of India well settled legal principles laid down by the Honble Apex court and consequently declare that initiation of the proceedings u/s 33-C (2) of Industrial Dispute Act vide MP No. 12 of 2025 on the file of Industrial Tribunal Cum Labour Court,

Visakhapatnam null and void and without jurisdiction and to pass such Prayer is amended as per the Court's Order dt.17.02.2026 in I.A.No.01 of 2026.

IA NO: 1 OF 2026

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 permit the petitioner to amend the Writ Petition in W.P No.27381 of 2025 by substituting M.P. No. 12 of 2025 in place of M.P. No. 12 of 2024, wherever it was mentioned in Writ petition as well as interlocutory applications, Pending disposal of WP 27381 of 2025, on the file of the High Court.

IA NO: 2 OF 2025

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 grant stay of all further proceeding sin MP No.12 of 2025 on the file of Industrial Tribunal Cum Labour Court, Visakhapatnam filed by the 5th respondent, Pending disposal of WP 27381 of 2025, on the file of the High Court.

IA NO: 3 OF 2025

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 extend the interim order dated 07.10.2025 in I.A.No. 1 of 2025 in the interest of justice, Pending disposal of WP 27381 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 n and upon hearing the arguments of Sri DASARI S V V S V PRASAD Advocate for the Petitioners, GP FOR LABOUR for Respondents No.1 to 4 and the Court made the following.

ORDER:

As these matters are likely to take some time, list on 19.06.2026.

Interim orders granted on the earlier occasion shall stand extended till 30.06.2026.

//TRUE COPY//

SD/- U.SRIDEVI
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. One CC to Sri Dasari S V V S V Prasad, Advocate [OPUC]
2. One CC to Sri M.Pitchaiah, Advocate [OPUC]
3. Two CCs to GP FOR LABOUR, High Court of Andhra Pradesh [OUT]
4. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh [OUT]
5. One spare copy.

HIGH COURT

NJS,J

DATE:01.05.2026.

NOTE: List on 19.06.2026.

ORDER

WP.No.20123, 20175, 20189 & 27381 of 2025

INTERIM ORDER EXTENDED

