



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3457]

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 25274/2013

Between:

1.THE DIVISIONAL MANAGER, APSRTC, VIJAYAWADA RURAL
DIVISION, VIJAYAWADA, KRISHNA DISTRICT.

...PETITIONER

AND

1.THE HONBLE LABOUR COURT, GUNTUR, GUNTUR DISTRICT REP
BY ITS PRESIDING OFFICER.

2.M J V PRASAD S/O PRAKASA RAO, OCC: JUNIOR ASSISTANT (P),
E-351343, REP BY THE REGIONAL JOINT SECRETARY, APSRTC,
NATIONAL MAZDOOR UNION, KRISHNA REGION, VIJAYAWADA.

...RESPONDENT(S):

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 an appropriate writ order or direction more particularly one in the form of Writ of Certiorari (a) call for the records pertaining to and related to award passed by the Hon'ble Labour Court, Guntur in I.D.No.75 of 2008 dated 06.06.2012 and quash or set aside the same by declaring the same as arbitrary, illegal and contrary to law laid down by the Hon'ble Supreme Court of India as the corporation has followed the prescribed procedure as per the regulations; and (b) consequently declare that the 2nd respondent is not entitled for the relief awarded by the Hon'ble Labour Court and pass.

IA NO: 1 OF 2013(WPMP 31169 OF 2013)

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 suspend the award passed by the Hon'ble Labour Court in I.D.No.75 of 2008 dated 06.6.2012 and pass

Counsel for the Petitioner:

1.K SATYANARAYAN MURTHY(SC FOR APSRTC)

Counsel for the Respondent(S):

1.GP FOR LABOUR

The Court made the following:

ORDER:-

The learned Standing Counsel for the petitioner submits that the petitioner is aggrieved by the award passed in I.D.No.75 of 2008, whereby the Labour Court, Guntur, had modified the punishment imposed on the 2nd respondent. The Labour Court has modified the punishment of withholding of annual increment for a period of one year which shall have effect on his future increments as without having effect on future increments. It is further submitted that the 2nd respondent has also attained the age of superannuation during the pendency of the writ petition. That apart, no interim order was passed by this Court while admitting the writ petition on 28.08.2013. Meanwhile, the 2nd respondent has attained the age of superannuation.

2. Be that as it may, no grounds are made out by the petitioner for interfering with the well-considered and well-reasoned award passed by the Labour Court. The Labour Court has categorically held that there was no financial loss to the petitioner corporation and misplaced the Demand Draft for Rs.1,610/- was replaced by the petitioner and as such, the punishment was found disproportionate and accordingly modified. In view of the same, this Court finds no grounds to interfere.

3. Accordingly, the Writ Petition is dismissed. No order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

JUSTICE HARINATH.N

Date.22.04.2026
SR