

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

TUESDAY, THE FIFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION NO: 32886 OF 2023

Between:

The Management of BHEL (R&D) Vikasnagar, Hyderabad - 500 093
Represented by its General Manager(CRD) Mr.V.V.Subrahmanyam.

...Petitioner

AND

1. Additional Industrial Tribunal - cum - Additional Labour Court, 1st Floor, Chandra Vihar, MJ Road, Nampally, Hyderabad - 500 001, Telangana Rep. by the Chairman-cum-Presiding Officer
2. S. Narsimha, S/o S. Ramulu, Plot.No.131, Bapujinagar Post, Bowenpally, Secunderabad.
3. M.Satyanarayana, S/o.M. Mogulaiah, H.No.109, Camsari Bazar, Bowenpally, Secunderabad.
4. Yesu, S/o. C. Keshappa, H.No.23-79, Girinagar, IDPL Colony, Hyderabad.
5. Narasaiah, S/o. Balappa, H.No.1-48, Anthamguda, Ferozguda, Secunderabad.
6. Mohd. Hussain, S/o. Moulana, H.No.8-50/1, Gautamnagar, Bowenpally, Secunderabad.
7. Gangamma, W/o. Narasaiah, H.No.1-48, Antamguda, Ferozguda, Secunderabad.
8. Pochamma, W/o. Pochaiah, C/o.Sri Saibaba Hotel, Raj Colony, Balanagar, Hyderabad.
9. P.B. Krishna, S/o. Narsimha, H.No.4-99/A, Hanuman Tekdi, Bowenpally, Secunderabad.
10. Narahari, S/o. Mallaiah, H.No.7-109/1, Gautamnagar, Bowenpally, Secunderabad.
11. Saku Bai, W/o. Narahari, H.No.7-109/1, Gautamnagar, Bowenpally, Secunderabad.
12. M. Vinod Kumar, S/o. M.Panduranga Rao, H.No.8-50/1, Gautamnagar, Bowenpally, Secunderabad.
13. K. Laxman, S/o. K. Narsaiah, Plot No.187, Bapujinagar, Bowenpally, Secunderabad.
14. Daulappa, S/o. Nagappa, H.No.2-23, Sanjeevaiah Colony, Balanagar, Hyderabad.
15. D. Satyanarayana, S/o. D. Sandaiah, H.No.191, Indranagar, Hyderabad.

16. K. Krishna, S/o. K. Gandaiah, H.No.6-131, Dayarguda, Kukatpally, Hyderabad.
17. B. Laxman, S/o. B. Rajaiah, H.No.1-42, Anthamaguda, Ferozguda, Bowenpally, Secunderabad.
18. B. Muthalamma, W/o. B. Rajaiah, H.No.1-24, III Military Dairy Farm, Bowenpally, Secunderabad.
19. Shankar, S/o. Rajaiah (Died per LRs S.No.21 and 22)
20. Premila, W/o Narahari H.No.8-470, Lalbahadur Sastry Nagar Fatehnagar Railwaygate, Hyderabad.
21. Smt. M. Laxmi, W/o. Late M. Shankaraiah, Occ. House Wife H.No.7-44/2, Goutham Nagar, Ferozguda, Balanagar, Hyderabad.
22. Sai Ram, S/o. Late M. Shankaraiah, Occ. Pvt. Employee, H.No.7-44/2, Goutham Nagar, Ferozguda, Balanagar, Hyderabad.
23. Indian Nursery, Contractor STR B/4, SR Nagar, Hyderabad.
24. State of Telangana, Rep. by its Principal Secretary Labour Employment, Training and Factories (Lab) Department Telangana Secretariat, Hyderabad - 500 022.

...Respondents

WHEREAS the Petitioner above named through their Advocate, Sri G V S GANESH 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,

- (a) call for the records culminating in the impugned Award dated 01/03/2023 passed by the Respondent No.1, viz., the Chairman-cum-Presiding Officer, Addl Industrial Tribunal-cum-Addl-Labour Court, Hyderabad in ID No.299 of 1993 and published on 29/04/2023 by the Respondent No.24 herein vide G.O. Rt. No. 208, Labour, Employment, Training and Factories (Labour-II) Department, dated 11/04/2023;
- (b) quash the same by the issuance of a Writ, more particularly in the nature of a Writ of Certiorari or any other appropriate writ, order or direction as this Honourable Court may deem fit and proper, while declaring the impugned Award as perverse, erroneous and unsustainable in law.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri G V S GANESH Advocate for the Petitioner and GP for LABOUR takes notice for Respondent No. 1 and 24 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 Chairman-cum-Presiding Officer, Additional Industrial Tribunal - cum - Additional Labour Court, 1st Floor, Chandra Vihar, MJ Road, Nampally, Hyderabad - 500 001, Telangana.
2. S. Narsimha, S/o S. Ramulu, Plot.No.131, Bapujinagar Post, Bowenpally, Secunderabad.
3. M.Satyanarayana, S/o.M. Mogulaiah, H.No.109, Camsari Bazar, Bowenpally, Secunderabad.
4. Yesu, S/o. C. Keshappa, H.No.23-79, Girinagar, IDPL Colony, Hyderabad.

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6. Mohd. Hussain, S/o. Moulana, H.No.8-50/1, Gautamnagar, Bowenpally, Secunderabad.
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8. Pochamma, W/o. Pochaiah, C/o.Sri Saibaba Hotel, Raj Colony, Balanagar, Hyderabad.
9. P.B. Krishna, S/o. Narsimha, H.No.4-99/A, Hanuman Tekdi, Bowenpally, Secunderabad.
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13. K. Laxman, S/o. K. Narsaiah, Plot No.187, Bapujinagar, Bowenpally, Secunderabad.
14. Daulappa, S/o. Nagappa, H.No.2-23, Sanjeevaiah Colony, Balanagar, Hyderabad.
15. D. Satyanarayana, S/o. D. Sandaiah, H.No.191, Indranagar, Hyderabad.
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19. Shankar, S/o. Rajaiah (Died per LRs S.No.21 and 22)
20. Premila, W/o Narahari H.No.8-470, Lalbahadur Sastry Nagar Fatehnagar Railwaygate, Hyderabad.
21. Smt. M. Laxmi, W/o. Late M. Shankaraiah, Occ. House Wife H.No.7-44/2, Goutham Nagar, Ferozguda, Balanagar, Hyderabad.
22. Sai Ram, S/o. Late M. Shankaraiah, Occ. Pvt. Employee, H.No.7-44/2, Goutham Nagar, Ferozguda, Balanagar, Hyderabad.
23. Indian Nursery, Contractor STR B/4, SR Nagar, Hyderabad.
24. The Principal Secretary, Labour Employment, Training and Factories (Lab) Department Telangana Secretariat, State of Telangana, Hyderabad - 500 022.

are directed to show cause on or before 03.01.2024 to which date the case stands posted 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.

The Court made the following: ORDER

Notice before admission.

Post on 03.01.2024 in Adjourned Motion list.

Learned counsel for the petitioner is permitted to take out personal notice on the respondents, by RPAD, and file proof of service in the Registry by the next date of hearing.

//TRUE COPY//

SD/-T.JAYASREE
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Chairman-cum-Presiding Officer, Additional Industrial Tribunal - cum - Additional Labour Court, 1st Floor, Chandra Vihar, MJ Road, Nampally, Hyderabad - 500 001, Telangana.
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23. Indian Nursery, Contractor STR B/4, SR Nagar, Hyderabad.
24. The Principal Secretary, Labour Employment, Training and Factories (Lab) Department Telangana Secretariat, State of Telangana, Hyderabad - 500 022.
(FOR 1 TO 24 by RPAD- along with a copy of petition and affidavit)
25. One CC to SRI. G V S GANESH, Advocate [OPUC]
26. Two CCs to GP FOR LABOUR, High Court at Hyderabad. [OUT]
27. One spare copy.

HIGH COURT

PKJ

DATED: 05/12/2023

**LIST ON 03.01.2024
IN ADJOURNED MOTION LIST**

NOTICE BEFORE ADMISSION

WP.No.32886 of 2023

