

**THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**TUESDAY, THE TWELFTH DAY OF MARCH TWO THOUSAND AND TWENTY
FOUR**

:PRESENT:

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION NO: 32886 OF 2023

Between:

The Management of BHEL (R and 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, Aged about 45 years, Occ. House Wife H.No.7-44/2, Goutham Nagar, Ferozguda, Balanagar, Hyderabad.
22. Sai Ram, S/o. Late M. Shankaraiah, Aged about 20 years, 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

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 Hon'ble Court may deem fit and proper, while declaring the impugned Award as perverse, erroneous and unsustainable in law;

IA NO: 1 OF 2023

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 operation of the impugned Award dated 01/03/2023 in ID No.299 of 1993 passed by the Learned Respondent No.1 viz., the Chairman-cum-Presiding Officer, Addl Industrial Tribunal-cum-Addl-Labour Court, Hyderabad 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 pending disposal of WP 32886 of 2023, 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 upon hearing the arguments of Sri G V S GANESH, Advocate for the Petitioner, GP FOR LABOUR, for the Respondent Nos.1 & 24, the Court made the following.

ORDER

None appears for respondents.

Post on 16.04.2024.

Pending writ petition, there shall be interim suspension of operation of the impugned award dated 01.03.2023 passed by the Chairman-cum-Presiding Officer, Additional Industrial Tribunal-cum-Additional Labour Court, Hyderabad, in I.D.No.299 of 1993, which was published in G.O.Rt.No.208, Labour Employment Training and Factories (Labour-II) Department dated 11.04.2023, subject to the condition of petitioner depositing 50% of the amount awarded by the Labour Court.

**SD/-B. CHANDRA PRAKASH
ASSISTANT REGISTRAR**

//TRUE COPY//


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.
2. S. Narsimha, S/o S. Ramulu, Plot.No.131, Bapujinagar Post, Bowenpally, Secunderabad
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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
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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, State of Telangana, Telangana Secretariat, Hyderabad - 500 022.
(for 1 to 24 by RPAD)
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

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HIGH COURT

PKJ

DATED:12/03/2024

POST ON 16.04.2024

ORDER

WP.No.32886 of 2023



INTERIM SUSPENSION