

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

SATURDAY ,THE TWENTY FIFTH DAY OF OCTOBER

TWO THOUSAND AND TWENTY FIVE

**:PRESENT:
THE HONOURABLE SRI JUSTICE PULLA KARTHIK**

WRIT PETITION NO: 32114 OF 2025

Between:

The General Manager, The Singareni Collieries Company Limited,
Ramagundam-I Area, Godavarikhani- 505209, Peddapalli District.

Petitioner

AND

1. Controlling Authority under Payment of Gratuity Act,1972 and Assistant Labour Commissioner(Central, Mancherla at Ramagundam At Qtr. No. Sp.C-4, NTPC, TTS. Jyothinagar Ramagundam, Peddapally (D) - 505215(T.S)
2. Controlling Authority under Payment of Gratuity Act, 1972 and Assistant Labour Commissioner (Central) Ministry of Labour and Employment Office of the Dy.Chief Labour Commissioner (Central) NSTI Campus, Vidyanagar, Hyderabad - 500 007
3. Sri Mamidi Ellaiah, H.No.173-357, Dwaraknagar, Godavarikhani, Peddapalli Dist - 505209 (T.S).

Respondents

WHEREAS the Petitioner above named through its Advocate SRI ADDL ADVOCATE GENERAL 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 more particularly one in the nature of writ of certiorari calling for the records pertaining to Proceedings No. 48/36/ 2025-E3 on the file of the Assistant Labour Commissioner (Central) 86 Controlling Authority under the Payment of Gratuity Act, 1972, Hyderabad, dated-24.04.2025 and quash the same as illegal without jurisdiction ultra vires of the Gratuity Act, 1972,

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri ADDL ADVOCATE GENERAL Advocate for the Petitioner, directed issue of notice to the Respondent No.3 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Sri Mamidi Ellaiah, H.No.173-357, Dwaraknagar, Godavarikhani, Peddapalli Dist - 505209 (T.S).

are directed to show cause on or before 01.12.2025 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.

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 suspend the impugned order dated 24.04.2025 issued by 2nd Respondent and pass any other order or orders as this Hon'ble Court may deem fit in the circumstances of the case., pending disposal of WP No. 32114 of 2025, on the file of the High Court.

IA NO: 1 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 dispense with the filing of the certified copy of the orders dated 24.04.2025 of the Respondent No.2 i.e., Controlling Authority under Payment of Gratuity Act 1972 passed in P.G. Application No.48/36/2025-E3, pending disposal of WP No. 32114 of 2025, on the file of the High Court.

The Court made the following ORDER:

Notice before Admission.

Sri Gummadivelli Venkateshwarlu, learned Standing Counsel for Central Government, takes notice on behalf of respondent Nos.1 and 2, and waives further notice.

Registry is directed not to take out further notice to respondent Nos. 1 and 2, in view of the above waiver.

Learned Additional Advocate General appearing for the petitioner is permitted to take out personal notice to respondent No.3 through registered post with acknowledgment due and file proof of service in the Registry by the next date of hearing.

Learned Additional Advocate General appearing for the petitioner submit that the lis raised in the present Writ Petition has already been adjudicated by this Court in its order dated 06.10.2025 in W.P.No.30101 of 2025 and thus prayed this Court to pass similar order in the present Writ Petition also. The above made submission is not seriously disputed by the other side.

In view of the above and for the reasons alike in the order dated 06.10.2025 in W.P.No.30101 of 2025 there shall be an interim suspension of the impugned order dated 24.04.2025 passed by respondent No.2, pending further orders of this Court.

Post this matter along with W.P.No.30101 of 2025 on 01.12.2025.

//TRUE COPY//

SD/- K. BHAVANI SWAMY
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. Controlling Authority under Payment of Gratuity Act, 1972 and Assistant Labour Commissioner (Central, Mancherla at Ramagundam At Qtr. No. Sp.C-4, NTPC, TTS. Jyothinagar Ramagundam, Peddapally (D) - 505215(T.S)
2. Controlling Authority under Payment of Gratuity Act, 1972 and Assistant Labour Commissioner (Central) Ministry of Labour and Employment Office of the Dy.Chief Labour Commissioner (Central) NSTI Campus, Vidyanagar, Hyderabad - 500 007 (RR 1 & 2 by RPAD)
3. Sri Mamidi Ellaiah, H.No.173-357, Dwaraknagar, Godavarikhani, Peddapalli Dist - 505209 (T.S). (by RPAD- along with a copy of petition and affidavit)
4. One CC to SRI. ADDL ADVOCATE GENERAL Advocate [OPUC]
5. One CC to N BHUJANGA RAO Deputy Solicitor General of India [OPUC]
6. One spare copy

HIGH COURT

PKJ

DATED:25/10/2025

Post along with W.P.No.30101 of 2025 on 01.12.2025

NOTICE BEFORE ADMISSION

WP.No.32114 of 2025

SUSPENSION

