

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

**WEDNESDAY, THE TWELFTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA

CONTEMPT CASE NO: 1 OF 2025

Contempt Case under Section 10 to 12 of Contempt of Courts Act, 1971 to punish the Respondents herein for deliberately and willfully disobeying the orders of this Court dated 27/12/2024 passed in I.A.No.3 of 2024 in W.P.No.32468 of 2024.

Between:

M/s.Bhargavi Graphics, having its office at 1-1-119/1/A/7Main Road, Tallagadda, SuryapetRep.by is Managing Director, Mr.S.Srinivasa Chary, S/o. Bixmaiah, aged 52 years, Occ. Business R/o. 1-1-119/1/A/7Main Road, Tallagadda, Suryapet, Suryapet District, Telangana.

...Petitioner

AND

1. Sri Tejas Nandlal Pawar, The District Collector and Chairman District Committee Outsourcing Suryapet District
2. Sri K.Shankar, District Employment Officer Suryapet, Suryapet District
3. Smt. Cholleti Padma, The District Coordinator, TGS Suryapet District

... Respondents

Counsel for the Petitioner :SRI KADARU PRABHAKAR RAO

Counsel for the Respondents: GP FOR LABOUR

The Court made the following: ORDER

HON'BLE SRI JUSTICE NAGESH BHEEMAPAKA

CONTEMPT CASE No. 1 OF 2025

ORDER:

Petitioner alleges that respondents deliberately and wilfully disobeyed the order of this Court dated 16.12.2024 in I.A.No. 2 of 2024 and order dated 27.12.2024 in I.A. No. 3 of 2024 in Writ Petition No. 32468 of 2024.

2. It is stated, petitioner is the existing agency providing manpower to the 3rd respondent Organisation till 31.03.2025. During the currency of the agreement, though the 5th respondent in the Writ Petition incurred disqualification on account of pendency of dues towards EPF as on the date of tender notification dated 03.09.2024, agency was allotted in their favour, through letter dated 14.11.2024 impugned in the Writ Petition.

3. On 20.11.2024, when the Writ Petition was heard, an undertaking was given on behalf of respondents that they would continue petitioner, however, on coming to know that the 3rd respondent entered into an agreement with unofficial respondent No.5 on 01.12.2024 for the contract for financial year 2024-25, during the subsistence of undertaking, petitioner filed I.A. No. 2 of 2024 wherein by order dated 16.12.2024, this Court directed Respondents 2 to 4 to continue petitioner's

services pursuant to the Agreement of Contract dated 30.09.2022 by suspending the allotment of service of the 5th respondent dated 01.12.2024. Since the official respondents have not complied with the said order, petitioner had taken out I.A.No. 3 of 2024 and this Court by order dated 27.12.2024 directed Respondents 2 to 4 to permit petitioner to raise the bills which should be processed for the services being provided by petitioner. In terms of the said order, petitioner raised bills, but the official respondents have not processed the same and wilfully disobeyed both the interim orders.

4. The 1st respondent District Collector states that as per the 2nd respondent, dues were recovered from the 5th respondent agency by the Recovery Officer, Employees Provident Fund Organisation on 07.10.2024 to the tune of Rs.75,67,109/- and remitted in favour of Regional PF Commissioner, Hyderabad; further agency belongs to the 5th respondent was taken into consideration pursuant to the notification dated 03.09.2024 and orders were issued to the same agency on 14.11.2024. In this regard, it is to be stated, it is the routine process of conducting the District Selection Committee for selection of outsourcing agency by the District Administration in terms of GO Rt.No. 4459, dated 27.12.2006, G.O.Rt.No. 4271 dated 01.11.2018. Petitioner stated in the Writ Petition that

during the subsistence of renewal orders issued by the 2nd respondent on 31.03.2025, fresh orders were issued by the 2nd respondent selecting the agency of the 5th respondent, but the very extension period was issued without the approval of the District Outsourcing Committee and ignoring the District Collector endorsement on 19.08.2024 directing to produce file with full details. Moreover, petitioner also filed Application for empanelment of outsourcing agencies *vide* notice dated 03.09.2024, therefore, it appears, petitioner is self-contradictory in producing the facts before the Court.

4.1. It is also stated, though this Court passed order dated 16.12.2024, petitioner filed Application for new empanelment along with other applicants including the 5th respondent through tender process; Applications were scrutinized by the District Selection Committee headed by the District Collector; in the tender process, declaration was obtained from the Applicants wherein it is clearly mentioned that the District Collector reserves the right to accept / reject any agency / society without assigning any reason petitioner has filed declaration adhering to the said conditions, hence, they cannot question the same now by this contempt proceedings.

4.2. As regards the interim order in I.A.No. 3 of 2024 is concerned, it is stated, selection process was completed and agency of the 5th respondent was selected after thorough scrutiny by the District Outsourcing Committee; renewal extension issued up to 31.03.2025 is not approved by the District Collector. Since the extension orders were not approved, further activities will not be assigned to the service provider.

5. The 3rd respondent District Coordinator, TGSWREIS also stated in the counter that immediately after receiving orders in the above I.As. on 27.01.2015, their office forwarded the correspondence letter to the District Collector on 31.01.2025 who, in turn, forwarded note file on 03.02.2025 directing compliance of the interim orders stating that services of petitioner are to be engaged and continued till expiration of period.

5.1. It is also stated, the bills raised for the month of December 2024 were paid to the employees through Bouddam Jai Bheem Agency, Suryapet ie. the 5th respondent in the Writ Petition as salary bills are raised mostly by 18th of every month, as such prior to receiving interim directions, bills were paid. It is also stated, February, 2025 salaries are paid through petitioner agency as per the directions of this Court.

6. Heard Sri Kadaru Prabhakar Rao, learned counsel for petitioner as well as learned Government Pleader for Labour on behalf of respondents.

7. This Court by way of interim order directed to continue petitioner; however, it is the specific contention of the respondent authorities in the counter that petitioner's renewal of contract has not been approved by the District Collector and by the date this Court passed interim order, the contract has been allotted to the 5th respondent. The main complaint of petitioner is that during the subsistence of renewal orders issued by the 2nd respondent dated 31.03.2025, fresh orders were issued by the District Employment Office to the 5th respondent agency. It is, no doubt true, petitioner is the existing agency providing manpower to the 3rd respondent Organisation till 31.03.2025. However, it is to be noted that respondent's contention that petitioner's renewal of contract has not been approved by the District Collector, is indisputably borne out by the record. Moreover petitioner also filed Application for empanelment of outsourcing agency issued *vide* notice dated 03.09.2024. It is to be noted further that if respondent's contentions turn out to be true in the final adjudication, then any action of unsettling the assigned work to the 5th respondent or initiating contempt proceedings against respondents, at this

stage, would be premature and prejudicial. Furthermore, with the nature of factual matrix posed by the respective contentions, indisputably borne out by the record, this Court is of the view that adjudication of the main Writ Petition would give an efficacious quietus to the grievance; therefore, this Court deems it appropriate to close the contempt case, at this stage, however, keeping it open to the respective parties to raise their contentions with relevant supporting material during final disposal of the Writ Petition.

8. The Contempt Case is therefore, closed.

9. Consequently, the miscellaneous Applications, if any shall stand closed.

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SD/- V.KAVITHA
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. One CC to SRI KADARU PRABHAKAR RAO, Advocate [OPUC]
2. Two CCs to GP FOR LABOUR, High Court for the State of Telangana at Hyderabad [OUT]
3. Two CD Copies

ADK/PSL

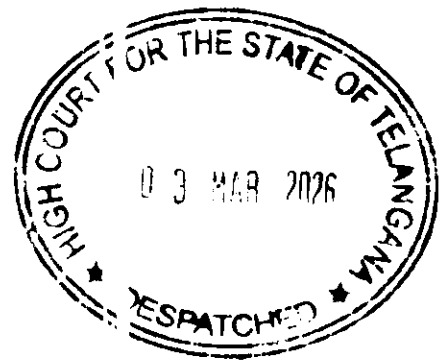
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HIGH COURT

DATED:12/11/2025

ORDER

CC.No.1 of 2025



CLOSING THE CONTEMPT CASE

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