

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



**TUESDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 41661 OF 2015

Between:

Samkrp Pistons & Rings Plant -III Employees & Workers' Union, Reg.No. DCL/SKL/08/2012, Pedaraopalli, Allinagaram Post, Laveru Mandal, Srikakulam (Dist.), Rep. by its General Secretary.

...PETITIONER

AND

The State of A.P., Represented by its Principal Secretary, Labour, Employment, Training and Factories Department, A.P. Secretariat, Hyderabad

...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 issue an order, direction or writ, more particularly one in the nature of writ of Mandamus declaring the inaction of the respondent in appointing the Presiding Officer of the Industrial Tribunal cum Labour Court, Visakhapatnam as illegal, arbitrary and violative of the provisions of the Industrial Disputes Act, 1947 and consequently direct the respondent to appoint the Presiding Officer of the Industrial Tribunal Cum Labour Court, Visakhapatnam forthwith.

I.A. NO: 1 OF 2015(WPMP. NO: 53769 OF 2015)

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 direct the in-charge Presiding Officer (District Judge, Visakhapatnam) of the Industrial Tribunal Cum Labour Court, Visakhapatnam to adjudicate I.D.No.48/2015 in a time frame.

Counsel for the Petitioner: SRI. V. SUDHAKAR REDDY

Counsel for the Respondent : GP FOR LABOUR

The Court made the following: ORDER

HONOURABLE SMT. JUSTICE V.SUJATHA

WRIT PETITION No.41661 of 2015

ORDER:

The present Writ Petition came to be filed under Article 226 of the Constitution of India seeking the following relief:-

“to issue an order, direction or writ, more particularly one in the nature of writ of Mandamus declaring the inaction of the respondent in appointing the Presiding Officer of the Industrial Tribunal cum Labour Court, Visakhapatnam as illegal, arbitrary and violative of the provisions of the Industrial Disputes Act, 1947 and consequently direct the respondent to appoint the Presiding Officer of the Industrial Tribunal Cum Labour Court, Visakhapatnam forthwith and pass such other order or orders”

2. At the time of hearing, the learned Government Pleader for Labour has produced a copy of G.O.RT.No.656, dated 26.09.2016, by which, one Smt.P.Annapurna has been appointed as Chariman-cum-Presiding Officer, Industrial Tribunal-cum-Labour Court, Visakhapatnam.

3. The learned counsel for the petitioner has seriously objected stating that that though the Chairperson was appointed in the year 2016 after filing of the writ petition, as on today, the Chair of the Industrial Tribunal-cum-Labour Court is lying vacant since more than one year.

4. In view of the same, this Court feels it appropriate to direct the respondents to take appropriate steps for appointment of Chairperson as Presiding Officer for the Industrial Tribunal-cum-Labour Court, Visakhapatnam at an earliest date, preferably within a period of three (3) months from the date of receipt of copy of this order.

5. With the above direction, this Writ Petition is closed. There shall be no order as to costs.

Miscellaneous petitions pending, if any, in this Writ Petition shall stand closed.

//TRUE COPY//

Sd/- T.MADHAVI
ASSISTANT REGISTRAR
CA
SECTION OFFICER

To,

1. One CC to Sri. V. Sudhakar Reddy, Advocate [OPUC]
2. Two CCs to GP for Labour, High Court of Andhra Pradesh. [OUT]
3. Two CD Copies

Sdkr

gl

K-ch-choudary

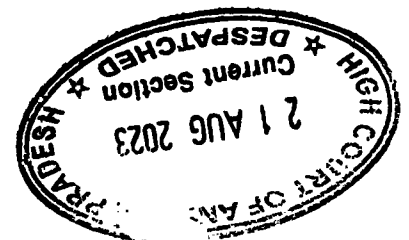
HIGH COURT

DATED:28/02/2023



ORDER

WP.No.41661 of 2015



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CLOSING THE WP WITHOUT COSTS