

**HIGH COURT FOR THE STATE OF TELANGANA: AT HYDERABAD
(Special Original Jurisdiction)**

WEDNESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

**WRIT PETITION Nos.13210 OF 2021; 9285, 9296, 21039, 21050, 22294, 22406,
22928, 24973, 26122, 28277, 28287, 28609, 28612, 28652, 28757,
28763 & 30301 OF 2022**

WP No.13210 of 2021

Between:

1. Chandraiah Sriramula, S/o. Posham Sriramula, Age. 71, Occ. owner of the Vehicle, H.No. 4-51, Chopparipalle, Somagudem, Kasipet, Mancheria Distrtict, Telangana, 504251.
2. Mallesh Gogarla, S/o. Banaiah Gogarla, Age. 55, Occ. owner of the Vehicle, H.No. 4-4, Chopparipalle, Somagudem, Bellampalli, Mancheria Distrtict, Telangana, 504251.
3. Purushotham Sriramula, S/o. Posham, Age.50 ,Occ. owner of the Vehicle, H.No. 1-50/1, Chopparipalle, Kasipet Mandal, Bellampalli, Mancheria Distrtict, Telangana, 504251.
4. Sadanandam Dussa, S/o. Shankari, Age.38, Occ. owner of the Vehicle, H.No. 1-18/3, Pegadapalle, Jaipur Mandal, Mancheria Distrtict, Telangana, 504216
5. Kova Ramanna, S/o. Raghu, Age.31, Occ. owner of the Vehicle, H.No. 1-30, Achhuthrao Gudem, Devapur, Kasipet Mandal, Mancheria Distrtict, Telangana, 504218
6. Pendram Laxman, S/o. Pendram Pithu, Age.50, Occ. owner of the Vehicle, H.No. 6-102, Gundlapahad, Muthyampally, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
7. Maram Suraiah, S/o. Maram Mallaiah, Age.54, Occ. owner of the Vehicle, H.No. 1-95, Muthyampally, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
8. Vishnubakthula Rajalingu, S/o. Rayamallu, Age.60, Occ. owner of the Vehicle, H.No. 2-66, Village Mandamarri, Mandamarri, Mancheria Distrtict, Telangana, 504231
9. Pendram Devu, S/o. Pendram Lasmu, Age.51, Occ. owner of the Vehicle, H.No. 2-40, Komatichenu, Dharmaraopet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
10. Gomasa Venkatamma, W/o. Bheemaiah, Age.46, Occ. owner of the Vehicle, H.No. 4-100, Chopparipalle, Kasipet Mandal, Bellampalli, Mancheria Distrtict, Telangana, 504251.

11. Upender Jadi, S/o. Rajam Age.53, Occ. owner of the Vehicle, H.No. 4-38, Chopparipalli, Akenipalle, Kasipet Mandal, Mancheria District, Telangana, 504251
12. Velpula Mallaiah, S/o. Killaiah, Age.80, Occ. owner of the Vehicle, H.No. 4-40, Muthyampally, Kasipet Mandal, Mancheria District, Telangana, 504231
13. Satla Rajeshwari, D/o. Satla Rajeshwar, Age.55, Occ. owner of the Vehicle, H.No.27-3-7, Peddanapalli, Kasipet Mandal, Mancheria District, Telangana, 504251
14. Boini Hanmanthu, S/o. Boini Posham, Age.46, Occ. owner of the Vehicle, H.No.2-31/1, Muthyampally, Kasipet Mandal, Mancheria District, Telangana, 504231
15. Narishetty Venkaiah, S/o. Narishetty Rajaiah, Age.50, Occ. Owner of the Vehicle, H.No.8-125, Peddanapalli, Kasipet Mandal, Mancheria District, Telangana, 504231
16. Keloth Rangamma, W/o. Keloth Raju, Age.45, Occ. Owner of the Vehicle, H.No.5-236, Lambadi Thanda, Kasipet Mandal, Mancheria District, Telangana, 504231
17. Kova Suru, S/o. Kova Jangu, Age.55, Occ. Owner of the Vehicle, H.No.2-12, Pallamguda, Dharmaraopet, Kasipet Mandal, Mancheria District, Telangana, 504231
18. Mesram Sombai, S/o. Mesram Sheku, Age.38, Occ. Owner of the Vehicle, H.No.3-8, Dorli Colony, Thiryani Mandal, Asifabad District, Telangana, 504294
19. Konga Raju, S/o. Konga Mallaiah, Age.34, Occ. Owner of the Vehicle, H.No.3-53, Thangallapally, Kistampet, Thandur, Asifabad District, Telangana, 504272
20. Jidi Kanta Raya Posham, S/o. Jadi Kanta Lingaiah, Age.60, Occ. Owner of the Vehicle, H.No.2-1, Malkapally, Kasipet Mandal, Mancheria District, Telangana, 504231
21. Shaik Mahaboob, S/o. Shaik Bandagi, Age.85, Occ. Owner of the Vehicle, H.No.3-14, Main Road, Kasipet Mandal, Mancheria District, Telangana, 504231
22. Vojjala Prakash, S/o. Vojjala Gouraiah, Age.57, Occ. Owner of the Vehicle, H.No.4-17, Muthyampally, Kasipet Mandal, Mancheria District, Telangana, 504231
23. Bairineni Varaprasad, S/o. Bairineni Gopal, Age.41, Occ. Owner of the Vehicle, H.No.3-2, Village Mandamarri, Mandamarri, Mancheria District, Telangana, 504231
24. Durgam Rajesham, S/o. Chinna Posham, Age.50, Occ. Owner of the Vehicle, H.No.11-71, Burdagudem, Mandamarri, Mancheria District, Telangana, 504231
25. Jaina Satyanarayana, S/o. Jaina Chandraiah, Age.71, Occ. Owner of the Vehicle, H.No.42-47, Maruthi Nagar, Mandamarri, Mancheria District, Telangana, 504231
26. Banowath Thirupathi, S/o. Kistu, Age.47, Occ. Owner of the Vehicle, H.No.7-60/3, Mamidiguda, Kasipet Mandal, Mancheria District, Telangana, 504231
27. Kandhi Bhumaiah, S/o. Pochaiah, Age.67, Occ. Owner of the Vehicle, H.No.2-88, Village Mandamarri, Mandamarri, Mancheria District, Telangana, 504231

28. Kundella Venkatesh, S/o. Sanjeev, Age.40, Occ. Owner of the Vehicle, H.No.17-2-116, Peddanapalli, Kasipet Mandal, Mancherial Disrtict, Telangana, 504251
29. Meda Chandraiah, S/o. Meda Chinna Rajam, Age.59, Occ. Owner of the Vehicle, H.No.2-146, Main Road, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
30. Shaik Vali Mohammed, S/o. Shaik Chote Miya, Age.42, Occ. Owner of the Vehicle, H.No.4-28/1, Gandhi Nagar, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
31. Rathnam Chinna Yellaiah, S/o. Rathnam Mallaiah, Age.71, Occ. Owner of the Vehicle, H.No.2-78, Kasipet, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
32. Nagavath Delu, S/o. Nagavath Limbya Naik, Age.70, Occ. Owner of the Vehicle, H.No.7-37, Mamidiguda, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
33. Redapaka Bhumaiah, S/o. Redapaka Chandraiah, Age.47, Occ. Owner of the Vehicle, H.No.3-6/1, Main. Road, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
34. Naithem Gourubai, S/o. Manohar, Age.50, Occ. Owner of the Vehicle, H.No.7, Gonduguda, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
35. Godisela Venkataswamy, S/o. Godisela Mallaiah, Age.43, Occ. Owner of the Vehicle, H.No.5-33377, NTR Colony, Dubbagudem, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
36. Arka kammu, S/o. Raju, Age.45, Occ. Owner of the Vehicle, H.No.4-47/1, Nattugudem, Devapur, Mancherial Disrtict, Telangana, 504218
37. Godisela Rajalingu, S/o. Godisela Mallaiah, Age.55, Occ. Owner of the Vehicle, H.No.4-139, Main Road, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
38. Kursanga Maru, S/o. Kursanga Manku, Age.85, Occ. Owner of the Vehicle, H.No.7-88, Gonduguda, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
39. Duta Laxmi, W/o. Peddulu, Age.69, Occ. Owner of the Vehicle, H.No.11-18, Burdhagudem, Mandamarri, Mancherial Disrtict, Telangana, 504231
40. Rathnam Banaiah, S/o. Rathnam Ellaiah, Age.60, Occ. Owner of the Vehicle, H.No.2-115, Main Road, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
41. Adicherla Rajesham, S/o. Adicherla Odelu, Age.66, Occ. Owner of the Vehicle, H.No.4-80/1, Main Road, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231
42. Durgam Laxman, S/o. Durgam Posham, Age.52, Occ. Owner of the Vehicle, H.No.C-71, Vidyannagar, Godavarikhani, Peddapalli Disrtict, Telangana, 505209
43. Rathnam Ravi, S/o. Gattaiah, Age.44, Occ. Owner of the Vehicle, H.No.19-74, Dubbagudem, Mandamarri, Mancherial Disrtict, Telangana, 504231
44. Sankuri Laxmi, S/o. Sankuri Posham, Age.77, Occ. Owner of the Vehicle, H.No.1-121/A, Komatichenu, Dharmaraopet, Kasipet Mandal, Mancherial Disrtict, Telangana, 504231

45. Gurralla Sadanandam, S/o. Komuraiah, Age.35, Occ. Owner of the Vehicle, H.No.32-39/1, Angadi Bazar, Mandamarri, Mancheria Distrtict, Telangana, 504231
46. Panjala Sathaiah, S/o. Panjala Bhuma Goud, Age.70, Occ. Owner of the Vehicle, H.No.1-02, Pallamguda, Dharmaraopet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
47. Nagula Chandraiah, S/o. Nagula Lingaiah, Age.51, Occ. Owner of the Vehicle, H.No.2-2, Village Mandamarri, Mandamarri Mandal, Mancheria Distrtict, Telangana, 504231
48. Talla Rajam, S/o. Talla Posham, Age.44, Occ. Owner of the Vehicle, H.No.1-1, Pallamguda, Dharmaraopet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
49. Shaik Lal, S/o. Shaik Bandagi, Age.83, Occ. Owner of the Vehicle, H.No.3-12, Kasipet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
50. Tallapelli Laxmi Rajam Goud, S/o. Kasha Goud, Age.75, Occ. Owner of the Vehicle, H.No.17-33, Shanthi Nagar, Mandamarri Mandal, Mancheria Distrtict, Telangana, 504231
51. Thalla Ramaiah, S/o. Thalia Mallaiah, Age.55, Occ. Owner of the Vehicle, H.No.1-7, Main Road, komatichenu, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
52. Chandragiri Chandrashekar, S/o. Mallaiah, Age.41, Occ. Owner of the Vehicle, H.No.11-12, Burdhagudem, Mandamarri, Mancheria Distrtict, Telangana, 504231
53. Barigela Aashalu, S/o. Barigela Lasmaiah, Age.65, Occ. Owner of the Vehicle, H.No.7-63, Muthyampally, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
54. Shaik Raheem Pasha, S/o. Shaik Imam, Age.22, Occ. Owner of the Vehicle, H.No.4-29, Main Road, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
55. Kummari Rajaiah, S/o. Kummari Posham, Age.75, Occ. Owner of the Vehicle, H.No.1-5, Komatichenu, Dharmaraopet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
56. Durgam Ashok, S/o. Durgam Chinna Ramulu, Age.37, Occ. Owner of the Vehicle, H.No.1-80, Komatichenu, Dharmaraopet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
57. Durgam Chinnakka, W/o. Durgam Banaiah, Age.62, Occ. Owner of the Vehicle, Komatichenu, Dharmaraopet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
58. Badavath Neela, W/o. Badavath Ramchander, Age.42, Occ. Owner of the Vehicle, H.No.5-197, Lambadi Thandaa, Kasipet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231
59. Jadi Balaiah, S/o. Iath Mallaiah Late, Age.57, Occ. Owner of the Vehicle, H.No.4-4-54, Medipally, Ramagundam, Peddapalli Distrtict, Telangana, 505209
60. Durgam Gopi, S/o. D.Posham, Age.45, Occ. Owner of the Vehicle, H.No.1-25, Komatichenu, Dharmaraopet, Kasipet Mandal, Mancheria Distrtict, Telangana, 504231

61. Badhavath Laxmi, W/o. Rodya, Age.61, Occ. Owner of the Vehicle, H.No.5-214, Lambadi Thanda, Kasipet, Kasipet Mandal, Mancherial Distrtict, Telangana, 504231
62. Ramulu Siddani, S/o. Bheemaiah Siddani, Age.50, Occ. Owner of the Vehicle, H.No.2-52, Village Mandamarri, Mandamarri Mandal, Mancherial Distrtict, Telangana, 504231
63. Lachulu Chimala, S/o. Mallaiah Chimala, Age.70, Occ. Owner of the Vehicle, H.No.4-48, Chopparipalli, Somagudem, Akenipalle, Kasipet Mandal, Mancherial Distrtict, Telangana, 504251

...PETITIONERS

AND

1. The Singareni Collieries Company Limited, Rep. by it's Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager (Contract Management), The Singareni Collieries Company Limited, Corporate office, Kothagudem, Khammam District, T.S
3. The General Manager, The Singareni Collieries Company Limited, Mandamarri Area, Mancherial District, T.S
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, LB Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District T.S -505209,

...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 a writ order or direction more particularly one in the nature of Writ of Mandamus, by declaring the action of the 3rd respondent in issuing circular Dt. 10-03-2021 vide. Ref. MMR/FAD/HVB/20-21/1018 by trying to deduct of 12 percentage and 7percentage from the wages of conveyance drivers(Contractors employees) engaged in units of the respondent company with equal contribution by contractor towards CMPF and CMPS as illegal, arbitrary, violative of principles of natural justice, contrary to Articles 14, 19 (1) (g) and 21 of Constitution of India, contrary to the coal mines provident fund and miscellaneous provisions act 1948 and AP coal mines provident fund scheme and also contrary to the order passed by this Hon'ble court WP No. 11107 of 2009 and batch dated 30/03/2011 and consequently to set aside the circular of the 3rd respondent Dt. 10-03-2021 vide. Ref. MMR/FAD/HVB/20-21/1018 by directing the respondents not to deduct of 12 percentage and 7 percentage from the wages of conveyance drivers (Contractors employees) of the petitioners engaged in units of the respondent company with equal contribution by contractor towards CMPF and CMPS.

IA NO: 1 OF 2021

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 respondents not to deduct of 12% and 7% from the wages of

conveyance drivers (Contractors employees) of the petitioners engaged in units of the respondent company with equal contribution by contractor towards CMPF and CMPS, forthwith pending disposal of this writ petition.

Counsel for the Petitioners: Dr. CHALLA SRINIVASA REDDY

Counsel for the Respondents: SRI ARJUN, SC for Singareni Collieries

WP NO: 9285 OF 2022

Between:

M/s.Syed Noushad Ali, S/o.SD. Zameer Ali Aged about 33 years, Occ Business R/o.H.No.12-89/6-1, Rallapet Mancherial - 504 209, Mancherial District, Telangana State.

...PETITIONER

AND

1. The Singareni Collieries Company Limited, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager, (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Ltd., STPP, Purchase Cell, Jaipur Mancherial District.
4. **The Regional Provident Fund Commissioner, Employees Provident Fund Organization, Bhavishyanidhi Bhavan, Regional Office, H.No.2-7-271/A., Mukarampura, Karimnagar-505001.**

(R.4 CT is amended as per Court Order dt.01-04-2022 in IA No.2/2022)

...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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% towards contribution of 13% by the employer i.e. Contractor in respect of Development of Non A/C (MUV/Jeep) vehicle 2 Wheel Drive on hire basis with Monthly run upto 1000 KMs with 24 hrs. availability per day for a period of three years under Unit Rate System at STPP, Jaipur, Mancherial, Telangana, hired by petitioner to the Respondent's company in pursuance of the Purchase Order No.8900001677 dated 05.10.2021 and the steps being taken up by the Respondents company for deduction of Employees Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Employees Provident are not applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Employees Provident Fund Act.

(Prayer is amended as per Court Order dt.01-04-2022 in IA No.3/2022)

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Non A/C (MUV/Jeep) vehicle 2 Wheel Drive vide P.O. No.8900001677 dated 05.10.2021 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P. SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI B.JITHENDER

WP NO: 9296 OF 2022

Between:

M/s.Velpula Swarupa, W/o.V.Mallesha Aged about 35 years, Occ . Business
R/o.H.No.3-22/12, Singapur - 504 302 Mancherial District, Telangana State.

...PETITIONER

AND

1. The Singareni Collieries Company Limited, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Ltd., STPP, Purchase Cell, Jaipur Mancherial District.
4. **The Regional Provident Fund Commissioner, Employees Provident Fund Organization, Bhavishyanidhi Bhavan, Regional Office, H.No.2-7-271/A., Mukarampura, Karimnagar-505001.**

(R.4 CT is amended as per Court Order dt.01-04-2022 in IA No.2/2022)

...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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Employees Provident Fund (EPF) at the rate of 12% towards contribution of the Employees i.e., Driver and others engaged by petitioner and contribution of 13% by the employer i.e., Contractor in respect of Deployment of Non A/C (MUV/Jeep) vehicle 2 Wheel Drive on hire basis with

Monthly run upto 1000 KMs with 24 hrs availability per day for a period of three years under Unit Rate System at STPP, Jaipur, Mancherial, Telangana, hired by me to the Respondent's company in pursuance of the Purchase Order No.8900001673 dated 05.10.2021 and the steps being taken up by the Respondents company for deduction of Employees Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Employees Provident are not applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Employees Provident Fund Act" instead of "Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% & 7% towards contribution of the Contractor for the persons i.e. Driver and others engaged by petitioner in respect of Deployment of Non A/C (MUV/Jeep) vehicle 2 Wheel Drive on hire basis with Monthly run upto 1000 KMs with 24 hrs availability per day for a period of three years under Unit Rate System at STPP, Jaipur, Mancherial, Telangana, hired by the petitioner to the Respondent's company in pursuance of the Purchase Order No.8900001673 dated 05.10.2021 and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Employees Provident Fund Act.

(Prayer is amended as per Court Order dt.01-04-2022 in IA No.3/2022)

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Non A/C (MUV/Jeep) vehicle 2 Wheel Drive vide P.O. No.8900001673 dated 05.10.2021 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioners: SRI P. SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI B.JITHENDER

WP NO: 21039 OF 2022

Between:

Sri Panem Mohan Rao, S/o. Ramaiah Aged about 65 years, Occ Business
R/o.H.No.1-29A, Kistaram Village, Sathupalli - 507 303, Khammam District.

...PETITIONER

AND

1. The Singareni Collieries Company Limited and 3 others, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager Singareni Collieries Company Limited, Kothagudem Area, P.O Venkateshkhani Badradi Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District, PIN-505209.

...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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the Contractor for the persons i.e. Driver and others engaged by petitioner in respect of Deployment of 3T Capacity Platform Truck on Monthly Hire Basis for use at Pumping Section, GKOCF, KGM Area on 12 hours and 1000 KM Slab Run under Unit Rate System for a period of 5 years, hired by petitioner to the Respondents company in pursuance of the Purchase Order No.7500036037 dated 09.09.2017 and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractors contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards 3T Capacity Platform Truck vide P.O. No.7500036037 dated 09.09.2017 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P. SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 21050 OF 2022**Between:**

Vemula Prameela, W/o. Bhaskar Rao, Aged about 51 years, Occupation Business. R/o.H.No. 2-72, SC Colony Lingapalem(V), Vemsur Mandal-507164, Khammam District.

...PETITIONER**AND**

1. The Singareni Collories Company Limited, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager (Material and Procurement), Singareni Collories Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collories Company Limited, Kothagudem Area, Bhadradi Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund. Godavarikani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B. Colony, Opp. Bus-Stand, Godavarikani-505209, Peddapalli District.

...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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondents No.1 to 4 in instating petitioner to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the Contractor for the persons i.e.. Driver and others engaged by petitioner in respect of providing of 2WD Jeep (Non-AC) and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractors contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 and AP (Telangana) Coal Mines Provident Fund Scheme and pasto issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondents No.1 to 4 in instating petitioner to pay the Coal Mines Provident Fund at the rate of 12 (PERCENT) and 7 (PERCENT) towards contribution of the Contractor for the persons i.e.. Driver and others engaged by petitioner in respect of providing of 2WD Jeep (Non-AC) and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractors contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and

Miscellaneous Provisions Act, 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards 2WD Jeep (Non AC) Hire Basis for use at Estates, Kothagudem Area vide Purchase Order No. 7500042978 dated 18.12.2019 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI NANCHARLA MURALI

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 22294 OF 2022

Between:

M/s.Thammineni Babu Rao, S/o.Narayana Aged about 50 years,
OccBusiness R/o.H.No.1-1-8, Opp. Venu Gopalaswamy Temple Manuguru
Mandal -507 117 Bhadradi Kothagudem District.

...PETITIONER

AND

1. The Singareni Collieries Company Limited and 3 others, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager, (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Ltd., Manuguru Area, Bhadradi Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District, PIN-505209.

...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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12percent and 7percent towards contribution of the Contractor for the persons i.e.

Driver and others engaged by petitioner in respect of Deployment of 01 No. of Non A/C 4WD Hard Top Jeep with 12 hrs availability and 2000 KMS run per month for Quarry Conveyance at PKOC, MNG Area for a period of 3 years under Unit Rate System, hired by petitioner to the Respondent's company in pursuance of the Purchase Order No.7500037880 dated 12.02.2018 and the steps being taken up by the Respondent's company for deduction of Coal Mines Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Non A/C 4WD Hard Top Jeep vide P.O. No.7500037880 dated 12/02/2018 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P. SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 22406 OF 2022

Between:

M/s.Yaggadi Mallaiah, S/o.Y.Nagamutyam Aged about 78 years, Occ .
Business R/o.H.No.19-2-106/2, Yaggadigudem Manuguru Mandal - 507 117
Bhadradi Kothagudem District.

...PETITIONER

AND

1. The Singareni Collieries Company Limited., Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Ltd., Manuguru Area, Bhadradi Kothagudem District.

4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District, PIN-505209.

...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 appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the Contractor for the persons i.e. Driver and others engaged by petitioner in respect of Deployment of 01 No. 2WD Multi Utility Vehicle Non A/C on 12 hrs/day with 1000 KMS monthly slab to SO to CGM at GMs Office in Manuguru Area Unit Rate System for a period of 5 years, hired by petitioner to the Respondents company in pursuance of the Purchase Order No.7500033924 dated 07.09.2016 and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards 2WD Multi Utility Vehicle Non A/C vide P.O. No.7500033924 dated 07.09.2016 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P.SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 22928 OF 2022

Between:

B. Sundar Rao, S/o. B. Rathnam Aged about 65 years, Occ Business
R/o.Penagadapa Village, Kothagudem Mandal Bhadradi Kothagudem Dist.

...PETITIONER

AND

1. The Singareni Collieries Company Limited, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager, (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Limited, Kothagudem Area, P.O Venkateshkhan, Badradri Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District, PIN-505209.

...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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the Contractor for the persons i.e. Driver and others engaged by petitioner in respect of Providing of one 2WD Camper Jeep on monthly Hire Basis for the conveyance of CSIR-CIMFR Personnel at Q.M. Dept., Kothagudem Area under Unit Rate System for a period of 5 years on 24 hours availability per day and upto 15 KMs monthly slab run, hired by petitioner to the Respondents company in pursuance of the Purchase Order No.7500035847 dated 05.08.2017 and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractors contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards 2WD Camper Jeep vide P.O. No.7500035847 dated 05.08.2017 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P. SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 24973 OF 2022**Between:**

M/s. Shaik Akthar Pasha, S/o. SK.Chand Pasha Aged about 30 years, Occ Business, R/o.H.No.14-1-72, Yaggadigudem, Mallepalli, Manuguru Mandal - 507 117 Bhadradi Kothagudem District.

...PETITIONER**AND**

1. The Singareni Collieries Company Limited and 3 others, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Ltd., Manuguru Area, Bhadradi Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District, PIN-505209.

...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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the Contractor for the persons i.e. Driver and others engaged by petitioner in respect of Hiring of 1 No. of Non A/C 4WD 1 Ton or above capacity Pickup Van with 4(PLUS)1 seating (BS-VI) with 24 hours availability and 2000 Kms run per month at PKOC, Manuguru Area for a period of 3 years under Unit Rate System, hired by petitioner to the Respondents company in pursuance of the Purchase Order No.7500049207 dated 24.03.2022 and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractors contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to

petitioner towards Non A/C 4WD 1 Ton or above capacity Pickup Van with 4+1 seating (BS-VI) vide P.O. No.7500049207 dated 24.03.2022 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P.SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 26122 OF 2022

Between:

Sri Thalluri Venkateswara Rao, S/o.Pulladas Aged about 63 years, Occ . Business R/o.H.No.2-80, Penagadapa (V) Chunchupalli Mandal - 507 103 Bhadradi Kothagudem District, Telangana State.

...PETITIONER

AND

1. The Singareni Collieries Company Limited, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager, (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Limited, Kothagudem Area, P.O. Venkateshkhan, Badradri Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District, PIN-505209.

...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 appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% and 7% percent towards contribution of the Contractor for the persons i.e. Driver and others engaged by petitioner in respect of Providing of 1No. 4WD (Non AC) on Hire Basis for use at Survey Dept., Kistaram OCP, Kgm Area under Unit Rate System on 12 hours availability per day and monthly run upto 2000 KM for a period of 3 years, hired by petitioner to the Respondent's company in pursuance of the Purchase Order No.7500042986 dated 18.12.2019 and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not

applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards 4WD (Non AC) vide P.O. No.7500042986 dated 18.12.2019 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P. SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 28277 OF 2022

Between:

M/s.Pallapu Venkateswarlu, S/o.Venkataswamy Aged about 61 years, Occ . Business, R/o.H.No.1-12/3, Penagadapa, Chunchupalli Mandal - 507 103, Kothagudem District, Telangana State.

...PETITIONER

AND

1. The Singareni Collieries Company Limited., Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Limited, Kothagudem Area, P.O. Venkateshkhan, Badradi Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District, PIN-505209.

...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 appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the Contractor for the persons i.e. Driver and others

engaged by petitioner in respect of Hiring of 01 No. Backhoe Loader (0.24 Cum Backhoe, 1.0 Cum Loader) for cleaning of spillage and wiping coal at JVROC CHP, KGM Area for a period of 2 years, hired by petitioner to the Respondent's company in pursuance of the Purchase Order No.7500049214 dated 08.04.2022 and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards 01 No. Backhoe Loader (0.24 Cum Backhoe, 1.0 Cum Loader) vide P.O. No.7500049214 dated 08.04.2022 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P. SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 28287 OF 2022

Between:

Mattapalli Chandraiah, S/o.M.Komaraiah Aged about 49 years, Occ . Business R/o.H.No.8-1-29/1, Sri Sri Nagar Manuguru - 507 117, Bhadradi Kothagudem District.

...PETITIONER

AND

1. The Singareni Collieries Company Limited, Rep. by its Chairman and Managing Director, Singareni Bhavan, Khairatabad, Hyderabad.
2. The General Manager, (Material Procurement), Singareni Collieries Company Limited, Corporate Office, Kothagudem, Bhadradi Kothagudem (Khammam) District.
3. The General Manager, Singareni Collieries Company Ltd., Manuguru Area, Bhadradi Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp. Bus-stand, Godavarikhani, Peddapalli District, PIN-505209.

...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 appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent Nos.1 to 4 in insisting petitioner to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the Contractor for the persons i.e. Driver and others engaged by petitioner in respect of Deployment of 1 No. Non A/C 2WD Hard Top Jeep (BS VI) with 12 hours availability and 2000 KMs run per month for Quarry Conveyance at PKOC, Manuguru Area for a period of 3 years under Unit Rate System, hired by petitioner to the Respondents company in pursuance of the Purchase Order No.7500049228 dated 09.04.2022 and the steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractors contribution from the amounts payable to petitioner in accordance with the above mentioned Work Order and though the provisions of the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 are not applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act 1948 and AP (Telangana) Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 Respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Non A/C 2WD Hard Top Jeep (BS VI) vide P.O. No.7500049228 dated 09.04.2022 service charges by the company, pending disposal of the above Writ Petition.

Counsel for the Petitioner: SRI P. SHRAVAN KUMAR GOUD

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI K.ARVIND KUMAR

WP NO: 28609 OF 2022

Between:

Kothapally Laxmi, W/o. Posam, Aged about 38 years, Occ Business, R/o. Kasipet Main Road, Kasipet Mandal, Mancherial District.

...PETITIONER

AND

1. The Singareni Collieries Company Limited and 3 others, Rep by its Chairman and Managing Director, Singareni Bhavan, Khairathabad, Hyderabad.
2. The General Manager (Contract Management), Singareni Collieries Company Limited, Corporate office, Kothagudem, Khammam District.

3. The General Manager, Singareni Collieries Company Limited, Mandamarri Area, Mancherla District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp Bus Stand, Godavarikhani, Peddapally District-505209.

...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 any writ or writs order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondent no.1 to 4 insisting to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the contractor for the persons i.e. Driver and others engaged by petitioner in respect of 1.0 T or above 4WD (Non-A/c) Pickup Van Vehicle for use at RKOCPL, (24 hours Availability) Mandamarri Area, hired by petitioner to the respondents company in pursuance of the Purchase Order No. 7500049470, dt.07.05.2022 and steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractors contribution from the amounts payable to petitioner in accordance with the above mentioned work order, though the provisions of the Coal Mines Provident Fund and Miscellaneous provisions Act, 1948 are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 and Telangana Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Transportation Charges from Purchase Order No.7500049470, dt.07.05.2022 pending disposal of the above writ petition.

Counsel for the Petitioner: M/s. MOGILI ANAVENI

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI B.MANOJ KUMAR

WP NO: 28612 OF 2022

Between:

Mood Swarupa, W/o.Chiranjeevi, Aged about 30 years, Occ. Business, R/o. H.No.7-26, Mamidiguda Village, Kasipet Mandal, Mancherla District.

...PETITIONER

AND

1. The Singareni Collieries Company Limited and 3 others, rep by its Chairman and Managing Director, Singareni Bhavan, Khairathabad, Hyderabad.
2. The General Manager (Contract Management), Singareni Collieries Company Limited, Corporate office, Kothagudem, Khammam District.
3. The General Manager, Singareni Collieries Company Limited, Mandamarri Area, Mancherial District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp.Bus Stand, Godavarikhani, Peddapally District-505209

...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 any writ or writs order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondent no.1 to 4 insisting to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the contractor for the persons i.e. Driver and others engaged by petitioner in respect of 4WD (Non-A/c) Jeep Vehicle for use a RKOCP., (12 hours Availability) Mandamarri Area, hired by petitioner to the respondents company in pursuance of the Purchase Order No. 7500041537 dt.22/06/2019 and steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractor's contribution from the amount payable to petitioner in accordance with the above mentioned work order, though the provisions of the Coal Mines Provident Fund and Miscellaneous provisions Act 1948 are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 and Telangana Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Transportation Charges from Purchase Order No.7500041537, dt.22.06.2019 pending disposal of the above writ petition.

Counsel for the Petitioner: M/s. MOGILI ANAVENI

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI B.MANOJ KUMAR

WP NO: 28652 OF 2022**Between:**

Nagula Bhagya, W/o.N.Rajaiah, Aged about 51 years, Occ. Business, R/o.
H.No.1-77/1, Mandamarri Village and Mandal, Mancherla District.

...PETITIONER**AND**

1. The Singareni Collieries Company Limited, rep by its Chairman and Managing Director, Singareni Bhavan, Khairathabad, Hyderabad.
2. The General Manager (Contract Management), Singareni Collieries Company Limited, Corporate office, Kothagudem, Khammam District.
3. The General Manager, Singareni Collieries Company Limited, Mandamarri Area, Mancherla District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp.Bus Stand, Godavarikhani, Peddapally District-505209.

...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 any writ or writs order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondent no.1 to 4 insisting to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the contractor for the persons i.e. Driver and others engaged by petitioner in respect of 1.0 T or above 4WD (Non-A/c) Pickup Van Vehicle for use at RKOCPL, (24 hours Availability) Mandamarri Area, hired by petitioner to the respondents company in pursuance of the Purchase Order No 7500049469, dt.07.05.2022 and steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractors contribution from the amounts payable to petitioner in accordance with the above mentioned work order, though the provisions of the Coal Mines Provident Fund and Miscellaneous provisions Act, 1948 are not applicable to petitioners case as illegal, arbitrary without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 and Telangana Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Transportation Charges from Purchase Order No.7500049469, dt.07.05.2022 pending disposal of the above writ petition.

Counsel for the Petitioner: M/s. MOGILI ANAVENI

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI B.MANOJ KUMAR

WP NO: 28757 OF 2022

Between:

Banoth Lavanya, W/o.B.Ravi, Aged about 29 years, Occ. Business, R/o.
H.No.5-181, Lambadi Thanda, Kasipet Mandal, Mancherla District.

...PETITIONER(S)

AND

1. The Singareni Collieries Company Limited., rep by its Chairman and Managing Director, Singareni Bhavan, Khairathabad, Hyderabad.
2. The General Manager (Contract Management), Singareni Collieries Company Limited, Corporate office, Kothagudem, Khammam District.
3. The General Manager, Singareni Collieries Company Limited, Mandamarri Area, Mancherla District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp.Bus Stand, Godavarikhani, Peddapally District-505209.

...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 any writ or writs order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondent No.1 to 4 insisting to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the contractor for the persons i.e. Driver and others engaged by petitioner in respect of Hiring of 1.0 T or above 4WD (Non-A/c) Pickup Van Vehicle for use at RKOCF., (12 hours Availability) Mandamarri Area, hired by petitioner to the respondents company in pursuance of the Purchase Order No.7500047781, dt.23.09.2021 and steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned work order, though the provisions of the Coal Mines Provident Fund and Miscellaneous provisions Act, 1948 are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 and Telangana Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Transportation Charges from Purchase Order No.7500047781, dt.23.09.2021 pending disposal of the above writ petition.

Counsel for the Petitioner: M/s. MOGILI ANAVENI

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI ARVIND KUMAR

WP NO: 28763 OF 2022

Between:

Bangari Narsing, S/o.B.Sathyam, Aged about 53 years, Occ Business, R/o.H.No.11-1-15/1, Chaman Basthi, Opp Chaman Basthi, Kothagudem, Badradri Kothagudem District.

...PETITIONER

AND

1. The Singareni Collieries Company Limited, rep by its Chairman and Managing Director, Singareni Bhavan, Khairathabad, Hyderabad.
2. The General Manager, (Contract Management) Singareni Collieries Company Limited, Corporate office, Kothagudem, Badradri Kothagudem District.
3. The General Manager, Singareni Collieries Company Limited, Kothagudem Area, Badradri Kothagudem District.
4. The Regional Commissioner, Coal Mines Provident Fund, Godavarikhani and Authority under Coal Mines Provident Fund Scheme, Millennium Quarters, I.B.Colony, Opp Bus Stand, Godavarikhani, Peddapally District-505209.

...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 any writ or writs order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondent No.1 to 4 insisting to pay the Coal Mines Provident Fund at the rate of 12% and 7% towards contribution of the contractor for the persons i.e. Driver and others engaged by petitioner in respect of 1000 CC or above Capacity Diesel Car for use at office of the CCO, Corporate and ERP, CORP (12 hours Availability) Kothagudem Area hired by petitioner to the respondents company in pursuance of the purchase order No. 7600008336, dt.14.07.2020 and steps being taken up by the Respondents company for deduction of Coal Mines Provident Fund towards

Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned work order though there is no condition in the purchase order with regard to payment of any Coal Mines Provident Fund by petitioner and though the provisions of the Coal Mines Provident Fund and Miscellaneous provisions Act, 1948 are not applicable to petitioner's case as illegal, arbitrary, without jurisdiction and contrary to the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 and Telangana Coal Mines Provident Fund Scheme.

IA NO: 1 OF 2022

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 respondents not to deduct or effect the recovery of the amounts towards Employees Coal Mines Provident Fund from out of the amounts payable to petitioner towards Transportation Charges from order No.7600008336, dt.14-07-2020, pending disposal of the above writ petition.

Counsel for the Petitioner: M/s. MOGILI ANAVENI

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI ARVIND KUMAR

WP NO: 30301 OF 2022

Between:

Kodadi Rajamohan, S/o.K.Hindumogili, Aged about 37 years, Occ. Business,
R/o. H.No.4-50, Rasulpalli village, Jaipur Mandal, Mancherial District.

...PETITIONER

AND

1. The Singareni Collieries Company Limited, rep by its Chairman and Managing Director, Singareni Bhavan, Khairathabad, Hyderabad.
2. The General Manager, (Contract Management) Singareni Collieries Company Limited, Corporate office, Kothagudem, Khammam District.
3. The General Manager, Singareni Collieries Company Ltd, STPP, Purchase Cell, Jaipur, Mancherial District.
4. The Regional Provident Fund Commissioner, Employees Provident Fund Organization Bhavishyanidhi Bhavan, Regional Office at H.No.2-7-271/A, Mukarampura, Karimnagar - 505001

...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 any writ or writs order or direction more particularly one in the

nature of WRIT OF MANDAMUS declaring the action of the respondent no.1 to 4 insisting to pay the Employees Provident Fund at the rate of 12% and 7% towards contribution of the contractor for the persons i.e. Driver and others engaged by petitioner in respect of 2WD Jeep/MUV (A/c) Vehicle for use at STPP Jaipur., (12 hours Availability), hired by petitioner to the respondents company in pursuance of the Purchase Order No.8900001733, dt.21.01.2022 and steps being taken up by the Respondents company for deduction of Employees Provident Fund towards Contractor's contribution from the amounts payable to petitioner in accordance with the above mentioned work order, though the provisions of the Employees Provident Fund are not applicable to petitioners case as illegal, arbitrary, without jurisdiction and contrary to the Employees Provident Fund Act.

IA NO: 1 OF 2022

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 respondents not to deduct or effect the recovery of the amounts towards Employees Provident Fund from out of the amounts payable to petitioner towards Transportation Charges from Purchase Order No.8900001733, dt.21.01.2022 pending disposal of the above writ petition.

Counsel for the Petitioner: M/s. MOGILI ANAVENI

Counsel for Respondent Nos.1 to 3: SRI ARJUN, SC for Singareni Collieries

Counsel for Respondent No.4: SRI G.VENKATESWARLU

The Court made the following:

THE HON'BLE SRI JUSTICE B. VIJAYSEN REDDY

**WRIT PETITION Nos.13210 OF 2021; 9285, 9296, 21039, 21050,
22294, 22406, 22928, 24973, 26122, 28277, 28287, 28609, 28612,
28652, 28757, 28763 AND 30301 OF 2022**

COMMON ORDER:

In all these writ petitions, the issue involved is one and the same, therefore, they are being heard together and disposed of by way of this common order.

2. Learned Standing Counsel appearing for the respondents submits that identical issue fell for consideration in W.P.Nos.13061 of 2021 & batch, wherein a common order was passed by a Division Bench of this Court on 24.08.2022 dismissing all the writ petitions.

3. Learned counsel for the petitioners fairly conceded to the above submission of the learned Standing Counsel and requested this Court to pass same order, as similar issue was finally settled in the said batch of writ petitions.

4. Accordingly, following the aforesaid order, these writ petitions are dismissed. No order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

// TRUE COPY //

SD/-K.SHYLESHI
DEPUTY REGISTRAR
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SECTION OFFICER

To

1. One CC to Dr.Challa Srinivasa Reddy, Advocate [OPUC]
2. One CC to Sri Arjun, SC for Singareni Collieries [OPUC]
3. One CC to Sri P.Shraavan Kumar Goud, Advocate [OPUC]
4. One CC to Sri B.Jithender, Advocate [OPUC]
5. One CC to Sri K.Arvind Kumar, Advocate [OPUC]
6. One CC to Sri Nancharla Murali, Advocate [OPUC]
7. One CC to M/s.Mogili Anaveni, Advocate [OPUC]
8. One CC to Sri B.Manoj Kumar, Advocate [OPUC]
9. One CC to Sri G.Venkateswarlu, Advocate [OPUC]

HIGH COURT

DATED: 28-09-2022

COMMON ORDER

WP Nos.13210 OF 2021; 9285, 9296, 21039, 21050,
22294, 22406, 22928, 24973, 26122, 28277, 28287,
28609, 28612, 28652, 28757, 28763 & 30301 OF 2022



DISMISSING ALL THE WRIT PETITIONS
WITHOUT COSTS

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9/11/22