

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(Special Original Jurisdiction)

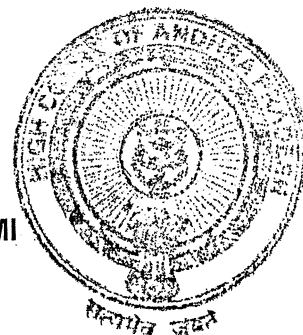
FRIDAY, THE THIRTIETH DAY OF APRIL,

TWO THOUSAND AND TWENTY ONE

: PRESENT:

THE HON'BLE SMT. JUSTICE KONGARA VIJAYA LAKSHMI

WRIT PETITION NO: 2121 OF 2021

**Between:**

Union Bank of India, (UBI), (Earlier Corporation Bank) Having its Central Office at 239, Union Bank Bhavan, Vidhan Bhavan Marg, Mumbai-400021, Maharashtra, rep by its Managing Director and CEO and inter-alia Zonal/Regional Office at Door No. 27-33-2, 1st and 2nd floor, Shivani Towers, Goodavallivari Street, Vijayawada 002, Krishna District AP rep., by its General Manager

...Petitioner/Respondent in PGA 21 of 2019
AND

1. The Asst., Labour Commissioner (Central) and Controlling Authority Under Payment of Gratuity Act 1972, 5th Floor, Central Government Offices Complex, Plot No.B-2, Industrial Estate, Autonagar, Vijayawada, Krishna district, A P

...Respondent

2. Union of India, Rep., by the Secretary, Ministry of Labour and Employment, Rafi Marg, New Delhi

...Respondent

3. KVB Narasimha Murthy, S/o. Kavuluru Radha Krishna Murthy, Appartment Dargajhalikhan, Hyderabad-86, Ranga Reddy.

...Respondent/ Applicant in PGA 21 of 2019

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 Certiorari, calling for the records and quash the order passed in PGA NO. 21 of 2019, dt.11-11-2020, (FORM R RULE -17, Notice for payment of Gratuity, order No. 36/21/2019-ALC-VJA), of the 1st Respondent in favour of the 3rd Respondent for payment of gratuity an amount of Rs.8,68,548.09, along with Simple Interest 10 percentage Per Annum ie. from 01-03-2015 to till the actual date of payment of gratuity under payment of gratuity Act.1972 as illegal and arbitrary without any jurisdiction and authority.

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 suspend the order passed in PGA NO. 21 of 2019, dt.11-11-2020, (FORM "R" RULE -17, Notice for payment of Gratuity), of the 1st Respondent in favour of the 3rd respondent, pending disposal of WP No.2121 of 2021, 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 the orders of the High Court made herein and upon hearing the arguments of Ms. V.Uma Devi Advocate for the petitioner, Sri. N. Harinath, Standing Counsel for Respondent no.1&2 the Court made the following:

ORDER

Registry is directed to place on record counter affidavit filed by the respondents.

List on 10.05.2021.

Interim order granted earlier is extended till then.

Sd/- E.Kameswara Rao
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. One CC to Ms. V Uma Devi, Advocate [OPUC]
2. One CC to Sri N.Harinath, Standing Counsel [OPUC]
3. One spare copy

nbr

HIGH COURT

KVLJ

DATED: 30/04/2021

LIST ON 10.5.2021

WP.No.2121 of 2021

INTERIM ORDER EXTENDED

