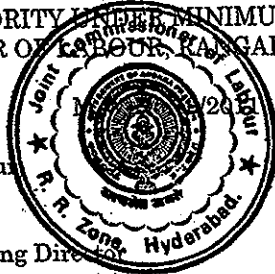


BEFORE THE AUTHORITY UNDER MINIMUM WAGES ACT, 1948 AND
JOINT COMMISSIONER OF LABOUR, RANGAREDDY ZONE, HYDERABAD.



Between:
Asst. Commissioner of Labour,
Rangareddy District
And
Sri. T. Soham Modi, Managing Director,
M/s Modi Properties & Investments (P) Pvt,
Bloomdate, Sy.No 1139, Shameerpet,
Rangareddy District.
Reg. Office D.No. 5-4-187/3&4, II Floor,
Sohan Mansion, M.G. Road,
Secunderabad- 003.

.... Applicant

..... Respondents

ORDER:

This is an application filed under Section 20(2) of Minimum Wages Act 1948 by the Inspector and Asst. Commissioner of Labour, Rangareddy claiming the difference of wages to (29) workers employed by the Respondent. The applicant submits that he inspected the Respondent Establishment and found that 29 workers were not paid wages fixed by the Government vide G.O.Ms.No. 85 LET&F Lab-II Department. Therefore he prayed a direction to the Respondent for payment of difference of wages.

The Respondent filed an memo and admitted the claim partially he further submits that the Applicant did not verify the registers showing the actual periods of the works carried on by the workmen of this claim and present claim is filed based on the oral information given by the workers the actual work carried on by the workers.

The respondent also submitted that due to variations in the calculations recently raised VDA points certain amount of the Minimum Wages has become due to the workmen. The respondent also submitted the Annexure showing the actual claim of the workmen based on the actual working days as per the statutory registers.

The Respondent submitted a cheque No. 577426 Dt 02.05.2012 of HDFC Bank, S.D.Road, Secunderabad branch for the amount of Rs. 1,28,993/- (Rupees One Lakh Twenty Eight Thousand Nine Hundred and Ninety Three Only) deposited with this authority payable to 29 workmen shall be disbursed to them by the Asst. Commissioner of Labour, Rangareddy, by obtaining individual account payee Cheques issued from this Authority. In view of the above this application is disposed off. No order for Costs.

Given under my hand and seal of this Authority, this the 31st day of May, 2012.


AUTHORITY UNDER MINIMUM WAGES ACT, 1948 &
JOINT COMMISSIONER OF LABOUR,
RANGAREDDY ZONE, HYDERABAD.

To
As above

**IN THE COURT OF THE AUTHORITY UNDER MINIMUM WAGES ACT, & JOINT
COMMISSIONER OF LABOUR, RANGAREDDY ZONE, HYDERABAD**

M. W. No. 73/2011

Between:

Asst. Commissioner of Labour,
Ranga Reddy District.

---- Applicant

And

Sri. Soham Modi,
Managing Partner,
Kadokia & Modi Housing
5-4-187/3 &4, II Floor, Soham Mansion,
M. G. Road, Secunderabad – 500 003.

---- Respondent

MEMO FILED BY THE RESPONDENT

It is submitted that the Respondent organization carries on construction work and engaged the workmen at the work site "Bloomdale" Sy. No.1139, Shamirpet Village and Mandal, Ranga Reddy District as and when the work is taken up. Most of the workmen works for shorter periods and will not turn up for the new works taken up by the organization. In view of the above most of the workmen engaged by the Respondent are casual workers who worked for few months / shorter periods.

It is also submitted that all the workmen shown in the present claim are also casual workmen and they did not work for the periods shown against them in this claim. These workers come for the work intermittently on daily wage basis and they are not employed regularly.

It is submitted that the Asst. Commissioner of Labour, Ranga Reddy District did not verify the registers showing the actual periods of the works carried on by the workmen of this claim and he filed this claim based on the oral information given by the workers. Therefore it is submitted that the calculation made by the Asst. Commissioner of Labour is not correct and it is not based on the actual work carried on by the workers.

I also submit that due to variations in the calculations of recently raised VDA points certain amount of the Minimum wages has become a due to the workmen. I hereby submit the Annexure showing the actual claim of the workmen based on the actual working days as per the statutory registers. I also submit that the claim made by the Asst. Commissioner of Labour is calculated on the whole period without taking into consideration of actual days of work.

I hereby admit the difference of Minimum wages arised due to the variations on the VDA calculations for the actual days of work by the workmen as shown in the annexure appended to this memo. By admitting the said amount I herewith submit the Cheque No. 577426 for Rs.1,28,993/- (Rupees One Lakh Twenty Eight Thousand Nine Hundred and Ninty Three only) dated 02.05.2012 drawn on HDFC Bank, S. D. Road Branch, Secunderabad Branch infavour of "Authority Under Minimum Wages Act & Joint Commissioner of Labour, R. R. Zone, Hyderabad". I request the authority kindly disburse the amount to the workers of the claim.

For KADAKIA & MODI HOUSING

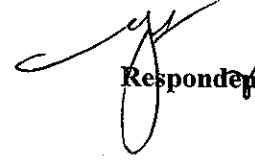

Soham Modi

Since the actual amount due to the workers is admitted and deposited in this court, I humbly pray this authority kindly dismiss the application.

For KADAKIA & MODI HOUSING

Place: Hyderabad.

Date: 14.05.2012

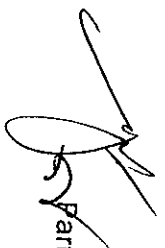

Respondent Partner

ANNEXURE

**Statement Showing the Difference of wages
Payable to Employee in respect of Kadakia & Modi Housing Project "Bloondale"
Situated at Sv.No.1139 Shamirpet Village, Shamirpet Mandal, R.R.Dist.**


S.No	Name of the Employee	Designation	Payable		Wages Already paid Rs.	Difference of amount per month Rs.	Period in days /months	Total Difference Rs.
			Wages Rs.	VDA Rs.				
1	Smt. Mallamma	House Keeping	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
2	Smt. Nagamani	House Keeping	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
3	Ganesh	Helper	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
4	K. Ramesh	Helper	197.30	150.00	-	47.30	30	1,419.00
			206.00	150.00	-	56.00	15	840.00
5	K. Venkatesh	Helper	197.30	150.00	-	47.30	30	1,419.00
			206.00	150.00	-	56.00	15	840.00
6	K. Eswaramma	Helper	197.30	150.00	-	47.30	30	1,419.00
			206.00	150.00	-	56.00	15	840.00
7	Vinod Kumar	Plumber	266.00	150.00	-	116.00	6	696.00
8	Raju	Plumber	257.00	150.00	-	107.00	60	6,420.00
			266.00	150.00	-	116.00	15	1,740.00

FOR KADAKIA & MODI HOUSING


 Partner

9	Ram	Plumber	266.00	150.00	-	116.00	8	928.00
10	Srinu	Plumber	266.00	150.00	-	116.00	8	928.00
11	B. Madhu	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
12	Shanker. S	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
13	Shivanna.B	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
14	Madaswamy	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
15	G. Prasad	Plumber	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
16	Smt. Lingamma	Coolie	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
17	Smt. Laxmi Devi	Coolie	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
18	Smt. Mahalakshmi	Coolie	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
19	Smt. Rangamma	Coolie	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
20	Hathiram	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00

FOR KADAPPA & MUDI HOUSING


Partner

21	Smt. Laxmi	Coolie	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
22	Yadgiri	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
23	B. Shanker	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
24	G. Balu	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
25	Panthu	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
26	Smt. Badri	Coolie	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
27	A. Mohan	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
28	Haria	Coolie	197.30	150.00	-	47.30	74	3,500.20
			206.00	150.00	-	56.00	15	840.00
29	Smt. Vijaya	Coolie	197.30	130.00	-	67.30	74	4,980.20
			206.00	130.00	-	76.00	15	1,140.00
								128,993.40

FOR KADAKIA & MODI HOUSING

 Partner

By Regd. Post with Ack. Due

**BEFORE THE AUTHORITY UNDER MINIMUM WAGES ACT, 1948
AND JOINT COMMISSIONER OF LABOUR, RANGAREDDY ZONE,
'TAKS BHAVAN, RTC 'X' ROADS, HYDERABAD -20.**

M.W. NO.73/2011

Between:

Asst. Commissioner of Labour
Rangareddy

And

Sri. Sohan Modi, Managing Director,
M/s Modi Properties & Investments (P) Ltd,
Regd. Office 5-4-187/3&4, 2nd Floor,
Sohan Mansion
M.G. Road, Secundrabad.

... Applicant

... Respondents

Whereas a claim has been instituted against you for non-payment of minimum wages to the under Section -20(2) of the Minimum Wages Act, 1948 to the workers engaged at your work site Bloomdate, Sy.no. 1139, Shameerpet, Rangareddy District (A copy of the application is enclosed).

Take notice that if you wish to disclaim any interest in the subject matter of the application or consider that the applicants particulars are in any respect inaccurate or desire to bring any fact or document to the notice of the Authority or intend to rely on any fact or deny (wholly or partially) your liability to pay the wages under Minimum Wages Act you must file with the Authority such answer.

Take notice that the above case is posted on 16.07.2011 at 3-00PM you are therefore directed to appear before this court on the above said date either in person or through advocate duly authorized by you.

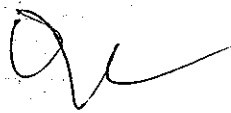
No further date of hearing will be intimated. You should find the dates of hearing from the office of this court from time to time and attend accordingly.

If you fail to attend the hearing case will be proceeded with and decided in your absence.

Given under my hand and seal of this Court on the day of 8th July of 2011.

Authority under Minimum Wages Act, 1948 &
Joint Commissioner of Labour,
& Joint Commissioner of Labour,
Ranga Reddy Zone, Hyderabad.

To
As above



M/7/2011

FORM - VII

E/1472/2011
13/6/2011

(Form of Application by the Inspector or person acting with the permission of the Authority under Section 20.)

In the Court of the Authority appointed under the Minimum Wages Act, 1948, for area.....

Joint Commissioner of Labour, Rangal Reddy zone

Application No. 201
Inspector under Minimum Wages Act, 1948

Commissioner and
Asst. Inspector of Labour, Circle No. Ranga Reddy
Hyderabad. Applicant

VERSUS

Shri. Soham Modi, M.D.

○ M/s. Modi Properties & Investments Pvt. Ltd.
Bloom Dale, S.No. 1109, Shamirpet
Apponent

The applicant above-named begs respectfully to submit as follows ;

1. That above named apponent is Employer of M/s. Modi Properties & Investments Pvt. Ltd. which is a schedule employment specified in the schedule under Part 1 under Section 2 (g) and (27) of the Act.
2. That the above apponent is person responsible for payment of wages to the persons employed in the said establishment as per G.O. Ms. No. PT Dt. 22-09-2002

The apponent is bound to pay wages at the Minimum rate of wages fixed by Govt. but he has paid less wages to the following employees (as per statement enclosed)

The applicant estimates the value of the relief sought for employees at the sum of Rs. 2 24 580/- in words Rs. Two lakhs twenty four thousand five hundred eighty

The applicant prays that a direction may be issued under Sub-Section (3) of Section 20 for :-

- (a) Payment of the difference between the wages due according to the minimum rate of wages fixed by Government and the wages actually paid and
- (b) Compensation amounting to Rs. As deemed fit

The applicant begs leave to amend or add to or make alteration in the application if and when necessary

Dated : 9-6-2011

[Signature]
Asst. Commissioner of Labour
Rangal Reddy

The applicant does solemnly declare that what is stated above is true to the best of his knowledge, belief and information this verification is

9-6-2011

Your Officer

STATEMENT SHOWING THE DIFFERENCE OF WAGES

Payable to Employees in Respect of M/s Mooli Paper Mills & Industries Pvt. Ltd.,
as per G. O. Ms. No. 1500m Date, Showaapet

Published in A.P. Gazette No. Date

Date

Name of the Employee	Designation	Payable		Wages Already Paid Per Month	Difference of Amount Per month	Period	Total Difference	Re-marks
		Wages	V. D. A.					
2	3	4		5	6	7	8	9
Smt. Mallamma	Assistant	197-30 206-00		130-00 120-00	67-30 76-00	130 days 76 days	8749-00 1,976-00	
Smt. Nagamma	—	197-30 206-00		130-00 130-00	67-30 76-00	130 days 76 days	8749-00 1,976-00	
Sankar	Helper	197-30 206-00		150-00 150-00	47-30 56-00	130 days 76 days	6149-00 1456-00	
K. Ramiah	Helper	197-30 206-00		150-00 150-00	47-30 56-00	130 days 76 days	2489-00 1456-00	
K.V. Venkatesh	Helper	197-30 206-00		150-00 150-00	47-30 56-00	130 days 76 days	2489-00 1456-00	
							3915-00	
							2459-00	
							1456-00	
							3915-00	

Whether provided
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QTD

Labour Officer

STATEMENT SHOWING THE DIFFERENCE OF WAGES

Payable to Employees in Respect of M/s

as per G. O. Ms. No.

Published in A.P. Gazette No. Date

Date

Name of the Employee	Designation	Payable		Wages Already Paid Per Month	Difference of Amount Per month	Period	Total Difference	Re-marks
		Wages	V. D. A.					
2 K. Elizabethamma	3 Hkkl	4 197-50 206-00		5 150-00 150-00	6 47-50 56-00	7 5209 26 days	8 2459-60 1456-00	9 3915-60
	Plumber	257-00 266-00		150-00 150-00	93-00 116-00	104 days 28 days	9672-00 3016-00	12688-00
	Plumber	266-00		150-00	116-00	15 days	1740-00	
		286-00		150-00	116-00	15 days	1940-00	
	Cooki	197-30 206-00		150-00 150-00	47-30 56-00	120 days 26 days	6149-00 1456-00	7605-00

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Labour Officer

STATEMENT SHOWING THE DIFFERENCE OF WAGES

Payable to Employees in Respect of M/s

as per G. O. Ms. No.

Published in A.P. Gazette No. Date

Date

Name of the Employee	Designation	Payable		Wages Already Paid Per Month	Difference of Amount Per month	Period	Total Difference	Re-marks
		Wages	V. D. A.					
2 Bhandari S.	3 Cofk	4 197-30 206-00	4 197-30 206-00	5 150-00 150-00	6 47-30 56-00	7 130 days 26 days	8 6149-00 1456-00 7605-00	9
Srivastava K.	—	197-30 206-00	197-30 206-00	150-00 150-00	47-30 56-00	130 days 26 days	6149-00 1456-00 7605-00	
Meharisingh	—	197-30 206-00	197-30 206-00	150-00 150-00	47-30 56-00	130 days 26 days	6149-00 1456-00 7605-00	
G. Prasad	Number	197-30 206-00	197-30 206-00	150-00 150-00	47-30 56-00	130 days 26 days	6149-00 1456-00 7605-00	

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STATEMENT SHOWING THE DIFFERENCE OF WAGES

Payable to Employees in Respect of M/s

as per G. O. Ms. No.

Published in A.P. Gazette No. Date

Date

Name of the Employee	Designation	Payable		Wages Already Paid Per Month	Difference of Amount Per month	Period	Total Difference	Re-marks
		Wages	V. D. A.					
2 Sri Rajamma	3 Coolie	4 197-30	206-00	5 130-00	6 67-30	7 130 days	8 8749-00 10725-00 10725-00	9
Sri Karami Devi	—/—	197-50	206-00	130-00	67-30	130 days	8749-00 1976-00	
Sri Mahalaxmi	—/—	197-30	206-00	130-00	67-30	130 days	8749-00 15725-00	
Sri Rangamma	—/—	197-50	206-00	130-00	67-30	130 days	8749-00 1976-00	
							10725-00	

(17)

STATEMENT SHOWING THE DIFFERENCE OF WAGES

Payable to Employees in Respect of M/s
 as per G. O. Ms. No.

Published in A.P. Gazette No. Date

Date

Name of the Employee	Designation	Payable		Wages Already Paid Per Month	Difference of Amount Per month	Period	Total Difference	Re-marks
		Wages	V. D. A.					
2 H. Srinani	3 Coker	4 197-30 206-00		5 150-00 150-00	6 47-30 56-00	7 130 days 26 days	8 6149-00 1456-00	9
		197-30 206-00		150-00 150-00	47-30 56-00	130 days 26 days	6149-00 1456-00	
		197-30 206-00		150-00 150-00	47-30 56-00	130 days 26 days	6149-00 1456-00	
		197-30 206-00		150-00 150-00	47-30 56-00	130 days 26 days	6149-00 1456-00	

Whether provided

PTD

19/12/2014

Labour Officer

STATEMENT SHOWING THE DIFFERENCE OF WAGES

Payable to Employees in Respect of M/S
as per G. O. Ms. No.

Published in A.P. Gazette No. Date

Date

Name of the Employee	Designation	Payable		Wages Already Paid Per Month	Difference of Amount Per month	Period	Total Difference	Re-marks
		Wages	V. D. A.					
G. Reddy	Asst. Clerk	197-30	206-00	150-00	47-30	130 days	6149-00	
		206-00		150-00	56-00	28 days	1456-00	
				100-00			7605-00	
				150-00			6149-00	
				150-00			1456-00	
				197-30			8749-11	
				206-00			1976-2	
							2605-00	
							10725	
A. Nishan	Asst. Clerk	197-30	206-00	150-00	47-30	130 days	6149-00	
				150-00	56-00	28 days	1456-00	
							7605-00	
							8749-11	
							1976-2	
							2605-00	
							10725	

13/6/2011

Labour Officer

STATEMENT SHOWING THE DIFFERENCE OF WAGES

Payable to Employees in Respect of M/s

as per G. O. Ms. No.

Published in A.P. Gazette No. Date

Date

2 Name of the Employee	3 Designation	4 Payable		5 Wages Already Paid Per Month	6 Difference of Amount Per month	7 Period	8 Total Difference	9 Re- marks
		Wages	V. D. A.					
Aparna	Asst. S.	197-50		150-00	47-50	130 days	6149-00	
		206-00		150-00	56-00	268 days	1456-00	
M. V. Jayas	Asst.	197-50		130-00	67-50	150 days	8749-00	
		206-00		130-00	76-00	268 days	1976-00	
							10725-00	

4-752-MS-22458000

Asst. Commissioner of Labour
Ranga Reddy

WATER IS :
— PWS —