



# CIRCULAR

**Circular No - 003 / 2024**

Date: 09.01.2024

To,  
All Members of The Association

**DIVISION BENCH OF HON'BLE HIGH COURT OF KARNATAKA**  
**GRANTS RELIEF IN MW NOTIFICATION OF FOUNDRY INDUSTRY**

In our Circular No. 101/2023 dated 25.10.2023 KEA had informed its members that immediate action needs to be taken by Industry Associations, Chamber of Commerce to challenge the judgment by filing Writ Appeal in the High Court of Karnataka for setting aside the judgment dated 26.09.2023 and subsequent dates. the employers.

KEA took the initiative and along with Machenahalli Industries Association, Shivamogga filed Writ Appeal No. 23/2024 before the Division Bench of the Hon'ble High Court of Karnataka, Bengaluru challenging the judgment dated 26.09.2023 which had quashed the Minimum Wage Notification in Foundry Industry and issued direction to the Government of Karnataka to redo the notification within two months from the date of receipt of the certified copy order by following the procedure and norm laid down by the Hon'ble Supreme Court in the case of Reptakos Brett.

The above Writ Appeal was listed for hearing today, 09.01.2024 challenging the order dated 26.09.2023 passed by the Hon'ble High Court of Karnataka in WP 3632/2023 pertaining to the Scheduled Employment of Foundry (with or without Machine Shop) Industry (Foundry Industry).



Senior Counsel Sri S S Naganand addressed arguments. After hearing the arguments, the Hon'ble High Court ordered notice to the Respondents and also directed the Government not to take any precipitative action in the matter of revising the notification as directed by the Learned Single Judge. The Writ Appeal is adjourned to 23.02.2024.

The effect of the direction of the Hon'ble High Court is that the Government is precluded from taking any further action in redoing the notification pertaining to Foundry Industry.

**For KARNATAKA EMPLOYERS' ASSOCIATION**  
**Sd/-**  
**[B.C. PRABHAKAR]**  
**PRESIDENT**