

CNR No. DLND01-004584-2022

IRCTC Ltd. v. Sandeep Singh & Ors.
RCA-14/2022

02.06.2022

Present: Sh. Varun Rajpal, Advocate for the appellant.

Heard on the present appeal under Section 17 of the Payment of Wages Act, 1936. Perused the record.

Ld. Counsel for the appellant has sought stay of the operation of impugned order dated 12.01.2022 followed by Show Cause Notice dated 27.04.2022.

I have perused the impugned order dated 12.01.2022 passed by Sh. Niranjana Kumar, Authority Under Minimum Wages Act, 1948 & Regional Labour Commissioner (Central), Delhi. The main grievance of the appellant is that employee No.8, namely Abhishek Tanwar had worked only for a day at Parliament House Canteen and thereafter he stopped coming or reporting to the work. Likewise, it is urged that employee No.10, namely Ashish Rawat, employee No.11 Ashu, employee No. 14 Dharmendra Singh and employee No.18 Yogesh Kumar although were employees of the Outsourced Agency but they never reported for the duties and in so far as employee No.15, namely Praveen Pathania is concerned, he was not even issued Identity Card.

Subject to just exceptions, let notice of the present appeal be issued to the respondents on filing of PF by all permissible modes, for **22.07.2022**. Till then, the operation of impugned order dated 12.01.2022

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shall remain in abeyance qua employee Nos. 8, 10, 11, 14, 15 and 18. The appellant shall comply with the impugned order in so far as remaining employees are concerned, by depositing the arrears of wages / amount due in the Court in the form of an FDR.

Status report be filed on the next date of hearing. The record of the Regional Labour Commissioner be also called for the next date of hearing.

As requested, a copy of this order be given *dasti* to the learned Counsel for the appellant.

(Dharmesh Sharma)
Principal District & Sessions Judge
New Delhi/PHC/02.06.2022