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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 5967/2019

DEEPAK KUMAR SHARMA Petitioner

Through: Mr.Sanjoy Ghose, Adv. with
Mr.Naman Jain, Adv.

versus

M/S UNIVERSITY OF DELHI Respondent

Through: Mr.Amit Bansal, Adv. with
Ms.Vipasha Mishra, Adv.

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

% **10.10.2019**

1. The present writ petition preferred by the workman assails the Award dated 20.10.2018 whereunder the petitioner's claim has been rejected primarily on the premise that the issue raised by him already stood decided against him by this Court in the earlier writ petition being WP (C) No.9976/2009 filed by the petitioner.

2. Learned counsel for the petitioner submits that the learned Labour Court has overlooked the fact that once the Division Bench vide its order dated 22.02.2013 passed in LPA No.105/2013 impugning the order passed in WP(C) No.9976/2009 granted liberty to the petitioner to raise an industrial dispute in order to challenge his termination on the ground that his juniors were retained in service, the said dispute had to be adjudicated afresh by the learned Labour Court.

3. Issue notice. Mr.Amit Bansal, Advocate who accepts notice on



behalf of the respondent, prays for and is granted six weeks' time to file counter affidavit. Rejoinder affidavit, if any, be filed within four weeks thereafter.

4. List of 05.03.2020.

REKHA PALLI, J.

OCTOBER 10, 2019

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