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

+ **W.P.(C) 7347/2020 & CM APPL.26480/2021**

NEW DELHI MUNICIPAL COUNCIL Petitioner

Through: Mr. Atul Nagarajan, Advocate
versus

RAJESH Respondent

Through: Mr. Deepak Sinha, Advocate.

AND

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+ **W.P.(C) 7481/2020**

NEW DELHI MUNICIPAL COUNCIL Petitioner

Through: Mr. Atul Nagarajan, Advocate
versus

SH RAJESH Respondent

Through: Mr. Deepak Sinha, Advocate

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **10.01.2022**

1. This hearing has been done through video conferencing.
2. Ld. Counsel for the Respondent/Workman submits that the application under Section 17B Industrial Disputes Act, 1947 has been inadvertently filed in **WP(C) 7347/2020** which deals with non-implementation of the award dated 11th May 2005 by the Petitioner/Management. It ought to have been filed in **WP(C) 7481/2020** which deals with the relief of reinstatement granted to the Respondent/Workman in **DID No. 2420/2016** titled **Rajesh v. M/s New Delhi Municipal Council** by the Labour Court. Accordingly, he is permitted to file a fresh application in the correct writ petition.
3. **CM No. 26480/2021** is dismissed as withdrawn with liberty as given above.
4. List before the Registrar on 12th January, 2022, the date already fixed.

PRATHIBA M. SINGH, J.

JANUARY 10, 2022/mw/SK