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

+ CONT.CAS(C) 230/2011 & CM APPL. 40033/2017, CM APPL. 8953/2020, CM APPL. 21965/2020, CM APPL. 24394/2024

ALL INDIA CPWD EMPLOYEES UNION Petitioner

Through: Mr. Deepak Khadaria, Advocate
(M:9811057358)
Mr. R.K. Kapoor, Mr. Rajat Kapoor,
Advocates (M:9871603266)

versus

CS PRASAD DG CPWD Respondent

Through: Mr. Chetan Sharma, ASG with Mr.
Rajesh Gogna, CGSC with Mr. Amit
Gupta, Mr. Vinay Yadav, Mr. R.V.
Prabhat, Mr. Saurabh Tripathi, Ms.
Priya Singh, Mr. Vikram Aditya, Mr.
Sachin Verma, Advocate along with
Mr. R.K. Kaushal, DGC,PWD
(M:9911222261)

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+ CONT.CAS(C) 260/2017

JOGINDER KUMAR SHARMA Petitioner

Through: Mr. Deepak Khadaria, Advocate
(M:9811057358)

versus

ABHAY SINHA & ANR. Respondents

Through: Mr. Chetan Sharma, ASG with Mr.
Rajesh Gogna, CGSC with Mr. Amit
Gupta, Mr. Vinay Yadav, Mr. R.V.
Prabhat, Mr. Saurabh Tripathi, Ms.
Priya Singh, Mr. Vikram Aditya, Mr.
Sachin Verma, Advocate along with
Mr. R.K. Kaushal, DGC,PWD
(M:9911222261)



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+ CONT.CAS(C) 413/2017 & CM APPL. 20455/2020, CM APPL. 20456/2020, CM APPL. 20457/2020

VIRENDER SINGH & ORS.

..... Petitioners

Through: Mr. Deepak Khadaria, Advocate
(M:9811057358)

versus

ABHAY SINHA & ANR.

..... Respondents

Through: Mr. Chetan Sharma, ASG with Mr. Rajesh Gogna, CGSC with Mr. Amit Gupta, Mr. Vinay Yadav, Mr. R.V. Prabhat, Mr. Saurabh Tripathi, Ms. Priya Singh, Mr. Vikram Aditya, Mr. Sachin Verma, Advocate along with Mr. R.K. Kaushal, DGC,PWD
(M:9911222261)

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+ CONT.CAS(C) 641/2020

ALL INDIA CPWD EMPLOYEE UNION

..... Petitioner

Through: Mr. R.K. Kapoor, Mr. Rajat Kapoor, Advocates (M:9871603266)

versus

SHRI VIVEK BANSAL DEPUTY DIRECTOR GENERAL CPWD

..... Respondent

Through: Mr. Chetan Sharma, ASG with Mr. Rajesh Gogna, CGSC with Mr. Amit Gupta, Mr. Vinay Yadav, Mr. R.V. Prabhat, Mr. Saurabh Tripathi, Ms. Priya Singh, Mr. Vikram Aditya, Mr. Sachin Verma, Advocate along with Mr. R.K. Kaushal, DGC,PWD
(M:9911222261)

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA



ORDER

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26.04.2024

CM APPL. 24394/2024 in CONT.CAS(C) 230/2011

1. The present application has been filed on behalf of the respondents seeking exemption of the presence of the Director General, CPWD before this Court, in compliance of the order dated 04th December, 2023.
2. This Court notes that pleadings in the matter are already complete. Further, written submissions on behalf of the parties have already been filed.
3. Mr. Chetan Sharma, learned Additional Solicitor General of India submits that the order in question has already been complied with and that the petitioners are not entitled for re-classification, as they were not successful in the Skill Test.
4. However, the aforesaid fact is disputed by learned counsel for the petitioners, as according to him, the petitioners-workmen had passed the Trade Test way back in the year 1998 and the promotion was granted to them only thereafter.
5. The matter requires hearing and is accordingly, set down for hearing.
6. Considering the submissions made before this Court, the presence of Director General, CPWD is exempted for the time being.
7. With the aforesaid directions, the present application is disposed of.

CONT.CAS(C) 230/2011 & CM APPL. 40033/2017, CM APPL. 8953/2020, CM APPL. 21965/2020

CONT.CAS(C) 260/2017

CONT.CAS(C) 413/2017 & CM APPL. 20455/2020, CM APPL. 20456/2020, CM APPL. 20457/2020

CONT.CAS(C) 641/2020



8. List for hearing on 29th July, 2024.

APRIL 26, 2024/au

MINI PUSHKARNA, J