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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, CM APPL. 36225/2024, CM APPL. 60299/2024, CM APPL. 60307/2024 CM APPL. 58262/2025, CM APPL. 2786/2026, CM APPL. 3499/2026

ALL INDIA CPWD EMPLOYEES UNIONPetitioner

Through: Mr. Deepak Khadaria with Ms. Nidhi Garg, Advs.
Petitioner Bhoop Singh, Work Assistant in person.

versus

CS PRASAD DG CPWDRespondent

Through: Mr. Rajesh Gogna, CGSC with Ms. Rebina Rai, Mr. Shivam Tiwari, Ms. Punita Jha, Advs. alongwith Mr. Deepak Sharma in person.

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+ CONT.CAS(C) 260/2017 & CM APPL. 60700/2025

JOGINDER KUMAR SHARMAPetitioner

Through: Mr. R.K. Kapoor, Mr. Rajat Kapoor & Ms. Aakriti Kapila, Advs.

versus

ABHAY SINHA & ANRRespondents

Through: Mr. Rajesh Gogna, CGSC with Ms. Rebina Rai, Mr. Shivam Tiwari, Ms. Punita Jha, Advs. alongwith Mr. Deepak Sharma in person.

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+ CONT.CAS(C) 413/2017 & CM APPL. 20455/2020, CM APPL. 20456/2020, CM APPL. 20457/2020, CM APPL. 59382/2025



VIRENDER SINGH & ORS

.....Petitioners

Through: Mr. Deepak Khadaria with Ms. Nidhi Garg, Advs.

versus

ABHAY SINHA & ANR

.....Respondents

Through: Mr. Rajesh Gogna, CGSC with Ms. Rebina Rai, Mr. Shivam Tiwari, Ms. Punita Jha, Advs. alongwith Mr. Deepak Sharma in person.

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+ CONT.CAS(C) 641/2020

ALL INDIA CPWD EMPLOYEE UNION

.....Petitioner

Through: Mr. Deepak Khadaria with Ms. Nidhi Garg, Advs.

versus

SHRI VIVEK BANSAL DEPUTY DIRECTOR GENERAL CPWD

.....Respondent

Through: Mr. Rajesh Gogna, CGSC with Ms. Rebina Rai, Mr. Shivam Tiwari, Ms. Punita Jha, Advs. alongwith Mr. Deepak Sharma in person.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

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16.04.2026

1. This hearing has been done through hybrid mode.
2. In pursuance of order dated 19.02.2026, Status report dated 24.03.2026 authored by Mr. Anand Prakash Gupta, Deputy Director (Admn-II), Director General CPWD was handed up in Court on 25.03.2026, whereby, one week further time was sought to comply with the order dated 19.02.2026.
3. Accordingly, the present matter was listed today for compliance.



4. Today, a status report dated 15.04.2026 authored by Manoj Gupta, Director (Admn.II), Directorate General, CPWD, Ministry of Housing and Urban Affairs has been handed up and the same is taken on record. In the said status report it has been recorded as under:-

“4. That accordingly, CPWD has issued an Office Memorandum No. 19/16/2024-EC-X (E.O. 9168632)/17 dated 13.04.2026 (Annexure-I) to all its Regions/Sub-Regions/Field Units all over the country for implementation of Clauses "q" and "r" of the Arbitration Award dated 31.01.1988 in respect of the said 142 employees/petitioners, and has sought an Action Taken Report within six weeks from the respective SDGs/ADGs.

PRAYER

In view of the above, it is most respectfully prayed that this Hon'ble Court may be pleased to:

a) Grant eight weeks' time to the Respondent to submit the Action Taken Report in the matter regarding implementation of Clauses "g" and "" of the Arbitration Award dated 31.01.1988 in respect of the aforesaid 142 employees/petitioners of CPWD.”

5. The aforesaid status report is accompanied by an Office Memorandum bearing No. 19/16/2024-EC-X (E.O.9168632)/17 issued by Directorate General, CPWD. The relevant portion of the said office memorandum records as under:-

4. A list of 142 employees/petitioners is enclosed for ready reference and necessary action. The facts and figures regarding revised pay fixations and due-drawn statements in respect of the said 142 employees/petitioners from the date of their promotion/appointment as Electrician / Senior Mechanic / Senior Operator / Work Assistant in the pay scale of 5000-150-8000 in Vth CPC, (PB 9300-34800 with GP 4200 in VIth CPC) (Pay level 6 in terms of 7th CPC) must be got verified from the service records of the employee concerned. The same must also be verified from the respective PAO offices before effecting any payment.

5. It will be the responsibility of the Executive Engineers



concerned to ensure correctness of pay fixation and due drawn statements before making any payments.

6. The concerned SDGs/ADGs are requested to ensure the implementation of Clauses "q" and "" of the Arbitration Award dated 31.01.1988 by their respective field offices in respect of the aforesaid 142 employees/petitioners only. The concerned SDGs/ADGs are required to submit a detailed Action Taken Report (ATR) for their respective regions in a consolidated manner at their level to this Directorate within six weeks at the email ID: deepsh.1751971@gov.in.”

6. Attention of this Court has also been drawn to a respondent's status report dated 12.12.2025, wherein it has been recorded as under:-

“5. That it is respectfully submitted for the kind perusal of this Hon'ble Court that out of 142 employees/petitioners, the requisite data for 132 has been received in this Directorate. The data pertaining to the remaining 10 employees/petitioners is still awaited, as their service records are presently untraceable due to the age of the records and the closure or merger of certain offices. Efforts are underway to retrieve these records at the earliest. The field offices are actively attempting to locate the service records of the remaining 10 employees, a list of whom is placed at Annexure-I. It is, therefore, prayed that the learned counsel for the petitioners may be directed to extend necessary assistance in tracing the service details of the said 10 employees/petitioners from the concerned field offices to facilitate the implementation of the award in respect of all petitioners.

6. That it is further submitted that the e-file, along with the details of financial implications, has already been forwarded to the administrative Ministry, i.e., the Ministry of Housing and Urban Affairs (MoHUA), for obtaining the requisite administrative and financial concurrence to comply with the directions of this Hon'ble Court. It has also been ascertained from the administrative Ministry (MoHUA) that, after obtaining concurrence from its Internal Finance Division (IFD), the matter has been referred on 10.12.2025 to the nodal Departments, namely the Department of Expenditure, as well as the Department of Personnel & Training



(DoPT), for obtaining the necessary financial concurrence/approval.

7. That in view of the above, and despite the best efforts made by this respondent thus far, some additional time is likely to be required for compliance with the directions of this Hon'ble Court dated 13.10.2025. It is, therefore, humbly prayed that this Hon'ble Court may be pleased to grant a further period of eight weeks for complying with the said directions.”

7. It is pertinent to note that it is the stand of the respondent-CPWD that necessary financial approval has been given by the concerned authority. As pointed out hereinabove, it was the stand of the respondent-CPWD that financial approval was sought after forwarding the financial implications, which as per the aforesaid status report was finalized after verification from the service record of the 142 employees.

8. In these circumstances, there is no explanation for any further verification from the service records of the employees as per the directions in the aforesaid memorandum. Since it was the case of the respondent itself that the necessary financial approval was taken after verification from the service records.

9. Learned Central Government Standing Counsel submits that he may be granted ten day's time to take necessary clarification.

10. At the request of learned Central Government Standing Counsel, renotify on 29.04.2026.

AMIT SHARMA, J

APRIL 16, 2026/nk/sg