



\$~5 to 8

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

+ CONT.CAS(C) 230/2011, CM APPL. 40033/2017 (Delay of 21 days in filing the compliance affidavit on behalf of the respondents (Vol-2)), CM APPL. 8953/2020 (Delay of 16 days in filing short affidavit on behalf of the R-1 to R-3 in Vol-2), CM APPL. 21965/2020 (Dir. (Vol-2)), CM APPL. 24394/2024 (Ex. of presence of the Director General, CPWD (Vol-3)), CM APPL. 36225/2024 (For the modification of the order dt. 26.04.2024 (Vol-3)), CM APPL. 60299/2024 (For exempting the presence of the Director General, CPWD (Vol-3)), CM APPL. 60307/2024 (Dir. (Vol-3)), CM APPL. 58262/2025 (Dir. (vol-3)), CM APPL. 2786/2026 (U/o 1 Rule 10 (Vol-3)), CM APPL. 3499/2026 (Dir. (vol-3)) & CM APPL. 39963/2026 (For implementation of the award)

ALL INDIA CPWD EMPLOYEES UNIONPetitioner
Through: Mr. RK Kapoor, Ms. Aakriti Kapila, Mr. Rajat Kapoor & Ms. Nazreena Sheikh, Advs.
Mr. Bhoop Singh, Work Assistant (Petitioner in person)

versus

CS PRASAD DG CPWDRespondent
Through: Mr. Rajesh Kumar Gogna, CGSC

6

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

JOGINDER KUMAR SHARMAPetitioner
Through:

versus

ABHAY SINHA & ANRRespondents
Through:

7

+ CONT.CAS(C) 413/2017, CM APPL. 20455/2020 (Dir.), CM



APPL. 20456/2020 (Ex. From filing the certified copy of the order dt. 16.01.2020), CM APPL. 20457/2020 (Ex. From filing the attested affidavit and for court fees) & CM APPL. 59382/2025 (Dir.)

VIRENDER SINGH & ORSPetitioners
Through:

versus

ABHAY SINHA & ANRRespondents
Through:

8

+ CONT.CAS(C) 641/2020

ALL INDIA CPWD EMPLOYEE UNIONPetitioner
Through: Mr. RK Kapoor, Ms. Aakriti
Kapila, Mr. Rajat Kapoor &
Ms. Nazreena Sheikh, Advs.

versus

SHRI VIVEK BANSAL DEPUTY DIRECTOR GENERAL
CPWDRespondent
Through:

CORAM:
HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR

ORDER
02.07.2026

%

1. Mr. Rajesh Gogna, learned Central Government Standing Counsel [“CGSC”] appearing on behalf of the Respondents, at the outset, submits that nothing survives for adjudication in the present Petitions. He states that the directions of this Court, passed *vide* Order dated 27.09.2016 [“**Implementation Order**”], which pertains to 142 employees, stand fully implemented barring 6 employees whose



service details are currently untraceable.

2. He further contends that the other similarly placed employees, not being expressly named or included in the aforesaid Implementation Order cannot be extended the benefits of the implementation of the Arbitration Award dated 31.01.1988 [**“Award”**].

3. The Respondents’ stand that similarly situated employees are not entitled to the benefits of the Award is in response to the CM APPL. 2786/2026 and CM APPL. 39963/2026, wherein 193 employees and 8 employees, respectively, of CPWD seek implementation of the Award on the ground of being similarly situated to the 142 employees covered under the Implementation Order, as also to CM APPL. 3499/2026, which was preferred on behalf of 41 similarly situated employees who find mention in the Order dated 15.12.2025, and whose claims were subsequently echoed in the directions dated 29.04.2026.

4. *Prima facie*, this Court is of the view that all similarly situated employees are entitled to be benefited under the Award, particularly given that the validity of the said Award has been upheld all the way up to the Hon’ble Supreme Court.

5. The aforesaid objection raised by the Respondents appears to be hyper-technical, insofar as they insist that every single beneficiary must independently approach this Court or prefer representative proceedings to secure benefits that have already been legally endorsed and have attained finality.

6. This Court is of the view that such an objection is unfortunate and not in the interest of justice, particularly since the State is expected to discharge its obligation as a model employer.



7. At this stage, the learned CGSC seeks and is granted a period of two weeks to seek clear instructions from the Respondents, as also the Ministry of Housing and Urban Affairs (MoHUA) and the Secretary, Department of Expenditure, Ministry of Finance, regarding the implementation of the Award in its entirety for all such employees who are similarly situated and eligible for the benefits.

8. At the request of learned CGSC, list on 20.07.2026.

HARISH VAIDYANATHAN SHANKAR, J.
JULY 02, 2026/v/dj