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

+ **W.P.(C) 8256/2025**

MOHIT SHARMA AND ORS

.....Petitioners

Through: Mr.Rajiv Agarwal, Ms.Meghna De,
Ms.L. Gangei and Ms.Surbhi B., Advocates
versus

**DELHI STATE INDUSTRIAL AND INFRASTRUCTURE
DEVELOPMENT CORPORATION AND ANR**

.....Respondents

Through: Ms. Anusuya Salwan, Advocate with
Ms.Varsha Tomar, Legal Assist and Mr.Samarth
Kumar, Sr. Manager for respondent No.1

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

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30.05.2025

CM APPL. 36020/2025 (exemption)

1. Allowed, subject to all just exemptions.
2. The application is disposed of.

W.P.(C) 8256/2025 and CM APPL. 36019/2025 (Interim Relief)

1. By way of the present petition under Article 226, the petitioner seeks direction to the respondent to comply with the notice No. 80/ID/CO/NDD/2025/6233 dated 09.05.2025 passed by GNCTD through the Labour Office Department (New Delhi District) and maintain *status quo* in the service conditions of the petitioners during the pendency of the industrial dispute by adhering to the procedure under Section 33 of the Industrial Disputes Act, 1947 (hereinafter, 'the Act').
2. Learned counsel for the petitioners submits that the petitioners are engaged with respondent No. 1 as Hardware Assistant/Data Entry Operator/



Attendant/ Assistant Grade-II/ MTS/ Account Assistant/ Web Master/ Web Designer/ ACA/ Secretary Assistant /Steno-cum-DEO/ Office Assistant/ Executive Hospitality/ Diarist/ Helper/ LDC/ Dak Rider. It is further claimed that despite the petitioners/workmen being under the direct supervision of respondent No. 1/management and the works performed by them being continuous, permanent and uninterrupted in nature, respondent No.1 has wrongly shown the petitioners/workmen to be engaged through respondent No.2. It is in this background that the petitioners/workmen approached the Conciliation Officer seeking regularization of their service from their initial dates of joining as well as payment of difference of salary on the principle of 'equal pay for equal work'. Reliance is placed on notice dated 09.05.2025 issued by the Conciliation Officer and it is submitted that a termination of their service during the pendency of the industrial dispute would be in violation of the Section 33 of the Act.

3. Issue notice.
4. Learned counsel for respondent No.1 accepts notice.
5. Notice be also issued to the remaining respondent No. 2 by all permissible modes, returnable on 23.09.2025.
6. In the meantime, the parties shall maintain *status quo* till the next date of hearing.

MANOJ KUMAR OHRI, J

MAY 30, 2025

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