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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 9998/2024, CM APPL. 40949/2024, CM APPL. 40950/2024**

M/S GROUP 7 GUARDS INDIA PVT. LTD.Petitioner

Through: Mr. M.D. Jangra, Adv.

versus

JAI PRAKASH SINGH THROUGH LR SMT. UMRAWATI AND
ANRRespondents

Through:

CORAM:

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

% **14.08.2024**

1. Learned Counsel for the Petitioner submits that the termination of the Respondent/Workman was not illegal, but in fact, the Respondent/Workman absented himself from duties after he was issued a communication dated 02.06.2018 transferring him to another office within Delhi.
2. Learned Counsel for the Petitioner seeks to rely on the documents which is annexed as Annexure P-3 along with the present Petition. He however candidly submits that this document does not form part of the Court record below, since the Petitioner did not contest the matter before the learned Labour Court.
3. Learned Counsel for the Petitioner further submits that the Impugned Award dated 06.06.2023 itself contains a description of the documents filed by the Respondent No. 1 before the Labour Court which include identity card, EPFO passbook and ESI related documents, thus the contention of the Respondent/Workman that he was not getting benefits from the Management, is also not correct.
4. The matter requires examination.



5. Issue Notice. On steps being taken, let Notice be served to the Respondents *via* all modes. An affidavit of service be filed within a week.
6. Counter-Affidavit be filed within four weeks.
- 6.1. Rejoinder, if any, be filed within a period of two weeks thereafter.
7. List before the concerned Registrar for completion of service and pleadings on 21.10.2024.
8. List before Court on 25.11.2024.
9. In the meantime, subject to the deposit of the amounts awarded in the sum of Rs.3,00,000/- by the Petitioner within a period of six weeks with the Registry of this Court, the enforcement of the Impugned Award dated 06.06.2023 passed by the learned Labour Court shall remain stayed till the next date of hearing. It is clarified that in the event no deposit is made within the stipulated time, these interim directions shall automatically stand dissolved.
10. Parties will act based on the digitally signed copy of the order.

TARA VITASTA GANJU, J

AUGUST 14, 2024/r

[Click here to check corrigendum, if any](#)