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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 11666/2025, CM APPL. 47747/2025 (Stay), CM APPL. 47749/2025 (Add.documents) & CM APPL. 51318/2025 (Add. documents)

MUNICIPAL CORPORATION OF DELHIPetitioner

Through: Ms. Garima Prasad, Sr. Advocate
(through VC) with Dr. Divya Swamy,
Ms. Yagyawalkya Singh, Ms. Akriti
Singh, Mr. Rishav Ranjan, Ms. Ananya
Y., Mr. Pranav Singh and Mr. Vinod
Yadav, Advocates.

versus

NAGAR NIGAM KARAMCHARI SANGH DELHI PRADESH

.....Respondent

Through: Mr. Sanjay Ghose, Sr. Adv. with Mr.
R.K. Pandit, Mr. Mayur Srivastava,
Ms. Aayushi Sharma and Mr. Varun,
Advs.

CORAM:
HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **21.08.2025**

1. This hearing has been done through hybrid mode.

CM APPL. 47748/2025 (Exemption), CM APPL. 47750/2025 (Exemption), CM APPL. 47751/2025 (Exemption) & CM APPL. 51319/2025 (Exemption)

2. Allowed, subject to all just exceptions. The applications are disposed of.

W.P.(C) 11666/2025, CM APPL. 47747/2025 (Stay), CM APPL. 47749/2025 (Add.documents) & CM APPL. 51318/2025 (Add. documents)



3. The present petition under Article 226 read with 227 of the Constitution of India seeks the following prayers:-

“1. Issue appropriate writ and set aside impugned to set aside the impugned award dated 01.05.2015 passed by the Ld. Labour Court in the matter of Nagar Nigam Karamchari Sangh v. North Delhi Municipal Corporation in ID No. 156 of 2014 in the interest of justice.

2. And/or Quash and set aside Ex. 393/2025, Ex. 1491/2025, Ex. 1492/2025, Ex. 1487/2025, Ex. 1489/2025 execution proceedings pending before the Ld. Court in pursuance of the award dated 01.05.2015 titled as Nagar Nigam Karamchari Sangh v. North Delhi Municipal Corporation as perverse in the interest of justice.

3. And/or stay any other execution proceeding arising out of award dated 01.05.2015 in the interest of justice.

4. And/or pass any other order/judgement that this Hon’ble Court may deem fit.”

4. Learned Senior Counsel appearing on behalf of the petitioner limits the relief in the present petition with respect to certain anomalies which have come up in the execution proceedings. It is pointed out that there are execution petitions being filed by certain employees who had joined MCD after 2010 i.e. post the notification dated 07.08.2008 and also after award dated 01.05.2015, taking benefit of the said award. The other issue raised is that there are certain employees, who have already filed their executions and have been given benefit of the said notification and are filing repeated executions. Learned Senior Counsel submits that even as per the Award and the order dated 22.12.2015 disposing of the earlier writ petition filed on behalf of the petitioner, it was directed that the employees will have to make representation in the office of the petitioner and the same would be disposed of within a period of two months and in default thereof, the petitioner would be liable to



pay interest @ 9% per annum. It is the case of the petitioner that no such representations are being made by the employees, who are now filing the execution petitions.

5. Learned Senior Counsel appearing on behalf of the respondent disputes the aforesaid position and submits that representation have been made in due course and thereafter the execution petitions have been filed.

6. With respect to the issue whether the workman joining MCD after 2010 should be awarded the benefit under said notification shall be considered on the next date of hearing. Learned Counsel for the respondent shall place on record written submissions with respect to the same.

7. In the meantime, the execution court shall not process any execution petition with respect to employees who have joined the MCD after the award i.e. 01.05.2015. It is also directed that any workmen who file an execution petition, shall also file an affidavit whether representation has been made by such workman to the MCD or not as well as whether any earlier execution petition has been filed by them and result thereof.

8. The Respondent shall place on record list of workmen who joined MCD before 01.05.2015 and also those who joined thereafter.

9. List on 12.11.2025.

10. Order shall be communicated to Executing Courts (Shri Rinku Jain, Court 12, ASCJ and Shri Umesh Kumar, Court 28, ASCJ).

11. Order be uploaded on the website of this Court, *forthwith*.

AMIT SHARMA, J

AUGUST 21, 2025/nk/yg