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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **W.P.(C) 692/2024, CM APPL. 3071/2024 & CM APPL. 3072/2024**  
**AERONET TRAVTOUR PRIVATE LIMITED THROUGH ITS**  
**DIRECTOR MR SANDEEP BHARDWAJ**

..... Petitioner

Through: Mrs. Pragya Dubey and Mr. Umesh  
Singhal, Advocates.

versus

**CHIEF LABOUR COMMISSIONER (CENTRAL) & ORS.**

..... Respondents

Through: Ms. Ritu Reniwal (SPC) for UoI.

**CORAM:**  
**HON'BLE MR. JUSTICE CHANDRA DHARI SINGH**

**ORDER**  
**18.01.2024**

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The instant petition under Article 226 and 227 of the Constitution of India has been filed on behalf of the petitioner seeking the following reliefs:

*“(i) Writ of Mandamus or any other appropriate writ or direction/order thereby setting-aside the order dated 24.08.2023 passed by the Deputy Chief Labour Commissioner (Central), Appellate Authority, (respondent no.1) under the Payment of Gratuity Act, 1972 in Appeal No. 36(138)/2023 PADYC; and/or*

*(ii) Writ of Mandamus or any other appropriate Writ or order thereby setting aside the order dated 08.05.2023 passed by the Controlling Authority (respondent no. 2) during pendency of the present writ petition; and/or*

*(iii) Writ of Mandamus or any other appropriate Writ or order thereby directing the Appellate Authority i.e the Respondent*



*No.1 to exempt the petitioner from depositing the amount of gratuity till the matter is not decided on merits; and/or  
(iv) Directing respondent no. 1 to remand back the matter for hearing on merits before respondent no. 1 and thereby respondent no 2 to hear and entertain matter afresh;and/or  
(v) Pass any other further Writ, order and / or direction which this Hon'ble Court may deems fit and proper in the facts and circumstances of the case in favor of the petitioner.”*

Heard.

Issue notice. Learned counsel for the respondent nos. 1 & 2 accepted notice and vehemently opposed the instant petition. He prayed for four weeks' time to file counter affidavit. Let the same be filed within four weeks as prayed. Rejoinder thereto, if any, be filed within two weeks thereafter.

Issue notice to the respondent no. 3 through all permissible modes on filing PF within one week.

List on 1<sup>st</sup> May, 2024 before the Registrar for completion of service and pleadings.

**CHANDRA DHARI SINGH, J**

**JANUARY 18, 2024**

rk/ db

*Click here to check corrigendum, if any*