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

+ **W.P.(C) 1002/2024**

AERONET TRAVTOUR PRIVATE LIMITED Petitioner

Through: **Ms.Pragya Dubey & Mr.Umesh
Singhal, Advocates**

versus

CHIEF LABOUR COMMISSIONER & ORS. Respondents

Through: **Nemo**

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

% **23.01.2024**

CM APPL. 4143/2024 (Exemption)

Exemption allowed subject to just exceptions.

The application stands disposed of.

W.P.(C) 1002/2024 & CM APPL. 4142/2024 (Stay)

1. The instant writ petition under Articles 226 and 227 of the Constitution of India has been filed on behalf of 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(137)/2023 PADYC; and

(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); and

(iii) Direct the respondent no. 1 to hear and decide the appeal filed by the Petitioner and remand back the matter back to the Respondent no. 2 to hear the matter afresh on merits;

*(iv) writ of mandamus or any other appropriate writ or order thereby directing the Appellate Authority to exempt the petitioner from depositing the amount of gratuity till the matter is decided by this Hon'ble Court; and
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 favour of the petitioner."

2. Heard.

3. On filing PF within a week, issue notice to the respondents through all permissible modes, returnable before the Registrar on 1st May, 2024.

CHANDRA DHARI SINGH, J

JANUARY 23, 2024

dy/ds

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