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

+ **W.P.(C) 13765/2006**

MCD

.....Petitioner

Through: Ms. Saroj Bidawat, Standing Counsel.

versus

HARISH CHANDER

.....Respondent

Through: Mr. Jawahar Raja, Advocate.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

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11.02.2025

[Physical Hearing/Hybrid Hearing (as per request)]

CM APPL. 26110/2020 (for directions)

1. In this application, the respondent workman sought directions to petitioner management for compliance with order dated 11.12.2009 *qua* directions under Section 17B of the Industrial Disputes Act. In this regard, affidavit dated 24.11.2022 of Executive Engineer of MCD was filed, disclosing that the entire amount under Section 17B of the Act stood paid. Further, today it is submitted by counsel for petitioner MCD that even subsequent to 24.11.2022, the amount directed under Section 17B of the Act was paid to the respondent workman till he attained the age of superannuation in the year 2024. In this regard, learned counsel for respondent workman took me through his rejoinder affidavit to the effect that the petitioner MCD had been paying the amount as per minimum wages payable in the year 2013, ignoring the enhancement of rates of minimum wages time to time. According to the calculations of respondent, a



sum of Rs.6,24,932/- remains due and payable to the respondent workman.

2. On this aspect, learned counsel for petitioner MCD seeks time to check the records.

3. In these circumstances, the present application is disposed of directing the petitioner MCD to ensure strict compliance with order qua payment under Section 17B of the Act. The balance payment, if any, shall be paid to the respondent workman within one week, failing which both sides shall address as to whether for non compliance with Section 17B of the Act, the writ petition can survive.

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4. Relist on 21.07.2025.

GIRISH KATHPALIA, J

FEBRUARY 11, 2025/ry

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